

Acts and Joint Resolutions

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina

REGULAR SESSION OF 1960

Second Part

of Fifty-first Volume of Statutes at Large

(The Acts and Joint Resolutions of 1959
Constituted the First Part)

PRINTED UNDER DIRECTION OF
LEWIE GRIFFITH MERRITT
CODE COMMISSIONER

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NOTICE

The following act was passed during the 1960 regular session of the General Assembly and is presently in the hands of the Governor:

(R1142, H2214) An Act To Repeal Section 91 Of Part I Of An Act Bearing Ratification No. 910, Ratified On May 12, 1960, Relating To The Fiscal Affairs Of The State Government For The Fiscal Year 1960-61.

The regular session adjourned *sine die* May 27, 1960.

In the parentheses to the left of the permanent numbers are two numbers of which this is an example: (R28, H1150). The first number is preceded by R in every instance, and the second number by either H or S. The R indicates the Ratification Number of the act; the H the House Number as a Bill and the S the Senate Number as a Bill.

Also published herein are rules and regulations issued pursuant to general and permanent laws and which have been filed in the office of the Secretary of State.

LEWIE GRIFFITH MERRITT,
Code Commissioner.

Columbia, S. C.,
August, 1960.

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677. AN ACT To Exempt Pension Plans, Annuity Trusts Or Similar Arrangements Established By Employers For The Benefit Of Employees And Their Beneficiaries From The Laws Against Perpetuities.—P. 1630.
678. AN ACT To Provide For Reduction In The Amount Of Bonds Required Of Certain Fiduciaries.—P. 1631.
679. AN ACT To Amend Section 10-2551, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Payment Of Money Due Minors Or Other Incompetents, So As To Provide That A Guardian Or Committee May Be Discharged If The Funds Of A Minor Or Other Incompetent In His Custody Are Reduced To One Thousand Dollars Or Less, And To Designate To Whom The Remaining Funds May Be Paid.—P. 1632.
680. AN ACT To Repeal Subparagraph (3) Of Section 28-1214, As Amended, Code Of Laws Of South Carolina, 1952, Relating To The Prohibition Against The Use Of Traps, Seines And Nets In The Waters Of Lake Marion, Lake Moultrie, The Diversion Canal And The Tail Canal.—P. 1633.
681. AN ACT To Amend Act No. 251 Of The Acts Of 1955, As Amended, Relating To The Use Of Trot Lines Or Baskets In Certain Waters, So As To Allow Their Use In Certain Portions Of The Congaree And Waterce Rivers And To Make Further Provision For The Use Of Traps, Seines And Nets In Certain Waters.—P. 1633.
682. AN ACT To Amend Item 1 Of Section 46-154, Code Of Laws Of South Carolina, 1952, As Created By Act No. 309 Of The Acts Of 1959, Relating To The Operation Of Motor Vehicles By Minors, So As To Authorize The Highway Department To Issue A Special Restricted Driver's License To Any Person Who Has Acquired An Instruction Permit; And To Amend Subsection (b) Of Section 46-155 Of The Code, As Created By Act No. 255 Of The Acts Of 1959, Authorizing The Highway Department To Issue Instruction Permits, So As To Authorize The Department To Issue Such Permits To Students Enrolled In Driver Training Courses Of Duly Licensed Driver Training Schools.—P. 1634.

683. AN ACT To Establish A Civil And Criminal Court For A Certain Portion Of Darlington County; To Prescribe Its Jurisdiction, Powers And Rules; To Provide For Its Officers And Their Compensation; To Impose Upon The Judge Of Such Court The Duties Of The Office Of Master And To Repeal Act No. 117 Of The Acts Of 1955, As Amended, Relating To The Civil And Criminal Court Of Darlington County.—P. 1636.
684. AN ACT To Amend Act No. 677 Of The Acts Of 1954, As Amended, Relating To The County Government Of Darlington County, So As To Increase The Term Of Office Of The Legal Advisor From One To Two Years.—P. 1643.
685. AN ACT To Amend Act No. 845 Of The Acts And Joint Resolutions Of The General Assembly Of 1956, Creating A Planning And Development Commission For Georgetown County, So As To Increase The Membership Of The Commission, To Provide For The Selection Of Officers Of The Commission, To Require The Hiring Of An Executive Director And To Remove The Financial Restrictions Imposed On The Commission.—P. 1644.
686. AN ACT To Establish An Insurance Commission; To Provide For Its Membership, Powers And Duties; To Provide For The Appointment Of A Chief Insurance Commissioner; To Repeal Sections 37-51 Through 37-72, Code Of Laws Of South Carolina, 1952, Establishing The Department Of Insurance, Providing For The Appointment Of An Insurance Commissioner And Setting Forth His Powers And Duties; And To Repeal Acts Nos. 738 And 752 Of The Acts Of 1956, Prohibiting Officers And Employees Of The Insurance Department From Having Certain Business Interests And Prohibiting The Conferring Of Gratuities Upon Officers And Employees Of The Insurance Department.—P. 1646.
687. AN ACT To Amend Act No. 898, As Amended, Of The Acts Of 1952, Relating To The Propagation, Conservation And Hunting Of Game And Catching Of Fish In This State, So As To Make Further Provisions For Game Zone 7 Regarding The Use Of Nets For The Catching Of Herring In The Great Pee Dee River.—P. 1654.
688. AN ACT To Exempt Beauty Shops Located In Private Residences From Certain Requirements Relating To Toilet Facilities And Entrances.—P. 1654.
689. AN ACT To Amend Sections 65-225, 65-291, 65-299, Code Of Laws Of South Carolina, 1952, As Amended; And To Amend Subsections A (1) And B (1) Of Section 12, Part II Of Act No. 140 Of The Acts Of 1959, So As To Change The Personal Exemption, Exemption For Dependents, Exemption For Head Of Household, And Blind Exemption To Eight Hundred Dollars; To Provide For Additional Exemptions For Over Age Sixty-Five Of Eight Hundred Dollars; To Provide For Filing Information Returns; To Provide For Requirements For Filing Declarations In Regard To Withholding; And To Provide For Withholding On Nonresidents From Rents, Royalties, Prizes And Winnings.—P. 1655.
690. AN ACT To Amend Subsections (4) And (5) Of And To Add A New Subsection, Which Shall Be Known As Subsection (6), To Section 65-258, Code Of Laws Of South Carolina, 1952, Relating To The Definition Of "Adjusted Gross Income" For Certain Purposes, So As To Allow, As An Exclusion From Adjusted Gross Income, One-Half Of Gains And Losses Arising From The Sale Or Exchange Of Capital Assets; To Define "Capital Asset"; And To Make Provisions For Holding Period Determination Relative To Exercise Of Certain Rights.—P. 1660.
691. AN ACT To Amend Item (7) And Item (8), As Amended, Of And To Add A New Item, Which Shall Be Known As Item (14), To Section 65-259, Code Of Laws Of South Carolina, 1952, Relating To Deductions Allowed In Computing Net Income, So As To Provide For The Reserve Method Of Accounting In Computing Bad Debt Deductions; To Provide Additional Methods Of Depreciation As Deductions In Calculating Income Taxes, And To Add Deductions For Certain Contributions To Pension, Profit-Sharing, Stock Bonus And Annuity Plans.—P. 1662.

692. AN ACT To Empower Mutual Fire Insurance Companies, Casualty Insurance Companies, Fire And Casualty Insurance Companies Or Combinations Of Such Companies Incorporated Under Laws Of This State To Merge, And To Prescribe The Method Of Effecting Such Mergers.—P. 1664.
693. AN ACT To Amend Section 3, As Amended, Sections 4 And 10 And Subitem (a) Of Section 5 Of, And To Add A New Section To, Act No. 731 Of 1958, Relating To Income Taxation, So As To Provide For An Exemption Therefrom For Certain Dividends Received From A Subsidiary Corporation, To Provide For The Allocation Of Gains And Losses From The Sale Of Real Property Located Outside The State, To Exclude From The Property Factor Property Not Held Or Used To Produce Income To Provide For The Filing Of A Return And Payment Annually Of Income Taxes By Domestic And Foreign Corporations And To Provide A Definition Of "Principal Place Of Business".—P. 1666.
694. AN ACT To Amend Sections 65-303 And 65-601, As Amended, Section 65-323, Code Of Laws Of South Carolina, 1952, And Subsections B And H Of Section 12 Of Part II Of Act No. 140 Of 1959, Relating To Taxation, So As To Provide For The Extension Of Time For Filing Corporation License Tax And Income Tax Returns, To Limit Refunds Of Income Taxes Withheld On Income To Amounts Of One Dollar Or More, To Exempt From The Provisions Of Law Requiring The Withholding Of Income Taxes Residents Of This State Who Are Also Subject To Withholding Of Income Taxes In Another State, And To Repeal Section 65-2684, Code Of Laws Of South Carolina, 1952, Relating To Reports Of Abatements And Refunds Of Taxes.—P. 1670.
695. AN ACT Designating One Week During Each School Year As Alcohol Education Week, Providing For Certain Exercises Relative Thereto.—P. 1671.
696. AN ACT To Amend Section 8-221, Code Of Laws Of South Carolina, 1952, Relating To Power Of Incorporated Banks In This State To Make Loans, So As To Provide That A Bank May Open An Account And Give A Credit To Local Banks.—P. 1672.
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698. AN ACT To Amend Section 8-104, Code Of Laws Of South Carolina, 1952, Relating To The Bonding Of Officers And Employees Of State Banks, So As To Provide That The Bonds Of Such Persons Shall Be Reviewed And Approved Or Disapproved In Writing Annually By The Board Of Directors.—P. 1675.
699. AN ACT To Amend Section 8-149, Code Of Laws Of South Carolina, 1952, Relating To Preferred Stock Of Banking Corporations, So As To Provide That No Issue Of Preferred Stock Shall Be Valid Until The Par Value Of All Stock So Issued Shall Be Paid In Cash.—P. 1676.
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701. AN ACT To Amend Section 8-309, Code Of Laws Of South Carolina, 1952, Relating To Compensation Of Receivers Of Banks, So As To Make The Provisions Hereof Applicable To Receivers Appointed As Provided By Law.—P. 1677.

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709. AN ACT To Amend Act No. 946 Of The Acts Of 1958, Relating To The Consolidation Of Certain School Districts In Aiken, Edgefield And Saluda Counties, So As To Further Specify The Area Within Aiken County Included In Such Consolidated Area And To Make Provision For The Expenditure Of Capital Outlay Funds By Such Consolidated Area.—P. 1691.
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753. AN ACT To Amend Section 10-124, Code Of Laws Of South Carolina, 1952, Relating To Certain Causes Of Action By Individuals For The Recovery Of Land, So As To Include The Provisions Of Section 10-125, Relating To A Second Action For The Recovery Of Realty, In This Section; And To Repeal Section 10-125, Code Of Laws Of South Carolina, 1952.—P. 1737.
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790. AN ACT Making It Unlawful To Start Any Fire On Any Woodlands, Brushlands Or Grasslands In Beaufort County Between October Fifteenth And July First, Without First Giving Notice To The State Forester Or His Representative, To Provide For The Enforcement Thereof And To Provide Penalties For Violations.—P. 1766.
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792. AN ACT To Amend Article 6 Of Chapter 6, Code Of Laws Of South Carolina, 1952, Relating To The Commission Form Of Government With City Manager In Cities Of Fifty To Seventy Thousand Population According To The 1940 United States Census, By Adding A New Section, To Be Designated Section 47-599, To Provide For The Salaries Of The Mayor And Councilmen Thereof.—P. 1768.
793. AN ACT To Exempt Certain Property Owned By The South Carolina Oratory, In York County, From Taxation.—P. 1768.
794. AN ACT To Amend Section 21-1872, Code Of Laws Of South Carolina, 1952, Relating To The Signing Of Vouchers By The County Board Of Education Of Chesterfield County, So As To Further Provide For The Payment Of Claims And The Signing Of Vouchers.—P. 1769.
795. AN ACT To Authorize The County Commissioners Of Abbeville County To Sell Or Lease Any County Property.—P. 1770.
796. AN ACT Creating The Lancaster County Library; Providing For Its Governing Body; Defining The Terms Of Office, Powers And Duties Of The Members Of The Governing Body; And Providing Funds For Its Operation And Maintenance.—P. 1770.
797. AN ACT To Authorize The Clerk Of Court Of Cherokee County To Destroy Chattel Mortgages Which Are Over Ten Years Old.—P. 1773.
798. AN ACT Creating The Chesterfield Library And Providing For Its Governing Body; And To Provide A Tax Levy Therefor If The Referendum Provided Herein Results Favorably To The Creation Of Such Library And The Levying Of Such Taxes.—P. 1773.

799. AN ACT To Amend Section 23-162, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Calhoun County, So As To Eliminate Belleville Precinct, And To Provide For The Voting Of Persons Registered In The Belleville Precinct.—P. 1777.
800. AN ACT To Provide That The City Of Myrtle Beach In Horry County May Clean Up Vacant Lots When The Owner Thereof After Notice Refuses To Do So, And Assess The Owner For The Expenses Incurred.—P. 1777.
801. AN ACT Making It Unlawful To Use The Words "Building And Loan" Or "Savings And Loan" In Connection With Any Business, With Exceptions, And To Provide A Penalty For Violating The Provisions Hereof.—P. 1778.
802. AN ACT To Make Appropriations To Meet The Ordinary Expenses Of The State Government For The Fiscal Year Beginning July 1, 1960; To Regulate The Expenditure Of Funds Therefor; For Borrowing Money; Further Relating To The Operations Of The State Government During The Fiscal Year 1960-61; And To Provide For Permanent Improvements At Certain Of The State's Institutions Payable From General Fund Revenues Of The Fiscal Year 1959-60; And To Enact As Permanent Laws Of The State Of South Carolina The Following Fiscal And Regulatory Measures; To Increase The Salary Of The Governor At The Beginning Of The Next Term Of Office; To Provide An Increased Allowance For Retired Supreme Court Justices And Circuit Judges; To Provide A Tax On Building And Loan And Like Associations; To Impose An Additional Tax On The Sale Of Beer And Wine After The Year 1959-60 And To Further Regulate The Sale Thereof; To Impose An Additional Tax On The Sale Of Tobacco Products And Other Commodities Presently Taxed Under Code Sections 65-702, 65-703, And 65-791 After The Fiscal Year 1959-60; To Provide A New Schedule Of Salaries For Public School Teachers; To Amend Section 30-52, Code Of Laws Of South Carolina 1952, Relating To Compensation For Members Of The General Assembly So As To Increase The Compensation; To Create The South Carolina Educational Television Commission And To Prescribe The Terms Of Office Of The Members Thereof And To Define Its Duties; To Amend Section 4 Of Act 139 Of The Acts Of 1953 So As To Further Define The Term "Tuition Fees"; To Amend Section 65-299, Code Of Laws 1952, Relating To Information Returns On Interest Paid For Income Tax Purposes; To Provide That Members Of The 93rd General Assembly May Become Members Of The South Carolina Retirement System On Or Before December 31, 1960; To Transfer The Powers And Duties Of The Commissioner Of Labor With Respect To Credit Unions To The State Board Of Bank Control; To Provide Funds For The Purchase Of Rose Hill; To Amend Section 40, Of Section 15 Of Part II, Of Act No. 813 Of The Acts Of 1956, So As To Provide An Alternate Monetary Penalty In Lieu Of License Revocation For Violation Of Certain Provisions Of Section 65-1270 And Article 6, Code Of Laws 1952; To Amend For The Fiscal Years 1959-60, And 1960-61 Section 2, Of Part III Of Act No. 644, Acts Of 1954, Relating To The General Fund Reserve, And To Repeal Section 14 Of Act No. 333 Of The Acts Of 1959 Relating Thereto; To Amend Section 17-544, Code Of Laws 1952, So As To Permit The Transfer Of Penitentiary Prisoners To Certain Counties Of The State Under Certain Conditions; And To Require That All Departmental Reports Reflect Any Court Decisions Involving The Constitutionality Or Construction Of Statutes Relating To Such Departments.—P. 1780.
803. AN ACT To Amend Section 21 Of Act No. 723 Of The Acts Of 1952, As Amended And Sections 15 And 16 Of Act No. 311 Of The Acts Of 1959, Relating To Motor Vehicle Liability Policies And The Uninsured Motorists Fund, So As To Provide For Possible Additional Payments By Uninsured Motorists And To Provide That The Insurance Companies Shall Provide An Uninsured Motorists Endorsement At No Cost To The Insured.—P. 1902.
804. AN ACT To Amend Section 4-31, Code Of Laws Of South Carolina, 1952, Relating To Alcoholic Beverages Licenses, So As To Prohibit The Granting Of Such

- Licenses Within Three Hundred Feet Of Any Church, School Or Playground Situated Within A Municipality Or Within Five Hundred Feet Of Any Church, School Or Playground Situated Outside Of A Municipality.—P. 1905.
805. AN ACT To Authorize The Removal Of Cemeteries After Abandonment.—P. 1906.
806. AN ACT To Authorize Building And Loan Associations Or Savings And Loan Associatons To Accept Or Disburse Deposits Of A Minor With The Same Effect As If Dealing With a Person Of Full Legal Capacity.—P. 1907.
807. AN ACT To Provide For County Business Development Corporations.—P. 1907.
808. AN ACT To Establish A Department Of Corrections To Be Governed By A Board Of Corrections; To Provide For The Management Of A State Prison System; To Authorize The Employment Of A Director Of The Department Of Corrections; To Define The Duties And Authority Of Such Board Of Corrections And Director; To Provide For The Removal Of The Director; To Provide For Competitive Bids For Contracts; To Regulate The Sale Of Prison Products; To Prohibit Gambling Within The Prison System; To Prohibit The Furnishing Of Contraband To Prisoners; And To Provide Penalties Therefor.—P. 1917.
809. AN ACT To Amend Section 37-186, Code Of Laws Of South Carolina, 1952, Relating To The Return To Insurance Companies Of Deposits Placed With The Insurance Commissioner, So As To Specify The Administrative Procedure To Be Followed In Such Cases By Foreign Insurance Companies And To Provide A Penalty For Violations.—P. 1922.
810. AN ACT To Prohibit Obtaining Credit By Use Of A Credit Card Issued To Another Without Consent Of The Person To Whom Issued Or Which Has Been Expired Or Been Cancelled Or Which Is A False, Fictitious Or Counterfeit Credit Card, And To Prescribe Penalties Therefor.—P. 1924.
811. AN ACT To Amend Section 7-16, Code Of Laws Of South Carolina, 1952, Defining The Term "Real Property" And "Real Estate", So As To Include The Definitions Of Other Words And Terms Defined In Various Sections Of Title 7; And To Repeal Sections 7-17, 7-18 And 7-19, Code Of Laws Of South Carolina, 1952, Which Individually Define The Words And Terms Collectively Defined Herein.—P. 1926.
812. AN ACT To Amend Section 2-21, Code Of Laws Of South Carolina, 1952, Relating To The Liability Of Owners And Operators Of Airships To Guests Therein, So As To Make Such Applicable To Aircraft In General.—P. 1927.
813. AN ACT To Amend Section 12-60, Code Of Laws Of South Carolina, 1952, Relating To The Recording Of Copies Of Charters, So As To Delete Surplusage Relating To Acts Of Certain Deputies.—P. 1927.
814. AN ACT To Amend Section 31-219, Code Of Laws Of South Carolina, 1952, Relating To The Discharge Of Guardians When Certain Requirements Have Been Met, So As To Set Forth Under What Conditions And To Whom A Guardian Ad Litem May Pay Out Funds Before Discharge When The Funds Are Less Than One Thousand Dollars.—P. 1927.
815. AN ACT To Repeal Section 67-5, Code Of Laws Of South Carolina, 1952, Making Trust Deeds Of Chattels For The Use Of The Grantor Void.—P. 1929.
816. AN ACT To Amend Section 8-178, Code Of Laws Of South Carolina, 1952, As Amended Relating To Penalty And Jurisdiction Of Magistrates In Cases Involving The Issuance Of Fraudulent Checks, Drafts Or Orders, So As To Provide That If The Amount Of The Check, Draft Or Order Be Less Than One Hundred Dollars The Offense May Be Triable In A Magistrate's Court.—P. 1929.

817. AN ACT To Increase The Area Of Ward No. 17 In The City Of Columbia And To Provide Where Residents Of The Area Shall Vote.—P. 1930.
818. AN ACT To Provide For Some Adequate, Regular And Suitable Employment For The Convicts Of This State; To Effect The Requisitioning And Disbursement Of Prison Products; To Authorize The Establishment Of Industries At Penal Institutions; To Provide For The Purchase Of Prison-Made Goods By State Agencies And Political Subdivisions Of This State; To Fix The Price For Prison Goods; To Regulate Fiscal Affairs Of Prison Industries; To Prohibit The Sale Of Prison-Made Articles In The Open Market; To Exempt Existing Contracts From The Provisions Hereof; And To Provide Penalties For Violations.—P. 1933.
819. AN ACT To Amend Act No. 886 Of The Acts Of 1958, Relating To Business Development Corporations, So As To Permit The Participation Of The Small Business Administration Under The Provisions Thereof.—P. 1937.
820. AN ACT To Divide School District No. 1 Of Bamberg County And To Define The Constitution Of The Newly Constituted Bamberg School District No. 1 And Ehrhardt School District No. 3; To Provide For The Bonded Indebtedness; And To Provide For The Distribution Of Funds Accruing To The Respective Districts.—P. 1939.
821. AN ACT To Repeal Act No. 652 Of The Acts Of 1956, Providing That Certain Moneys Received By Clarendon County Shall Be Spent To Supplement Teachers' Salaries.—P. 1941.
822. AN ACT To Designate The Voting Wards For Municipal Elections In The City Of Aiken.—P. 1941.
823. AN ACT To Provide That Notice Of Field Trials Shall Be Given To The Wildlife Resources Department, To Provide That Certain Nonresidents May Participate In Field Trials Without Being Required To Procure A Hunting License, And To Provide That No Game Shall Be Taken During Such Trials Except During Open Season For Such Game.—P. 1942.
824. AN ACT To Amend Section 20-24, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Issuance Of Marriage Licenses, So As To Provide For Oaths As To Ages And To Permit The Use Of Selective Service Identification Cards, Military Identification Cards, Passports And Visas To Establish Ages And To Repeal Act No. 896 Of The Acts Of 1958, Relating To The Use Of Military Service Identification Cards To Establish Ages.—P. 1943.
825. AN ACT To Amend Act No. 836 Of The Acts Of 1952, As Amended, Relating To The Definition Of Licensed Physicians, So As To Further Define Licensed Physicians Where A Patient Must Be Examined When Institutionalized Or Temporarily Residing In Another State.—P. 1944.
826. AN ACT To Amend Sections 65-751 And 65-753, As Amended And Sections 65-763, 65-765 And 65-768, Code Of Laws Of South Carolina, 1952, Relating To Soft Drinks Taxes, So As To Define Liability For The Tax On Soft Drinks; To Define "Syrup", "Bottled Soft Drinks", "Bottle" Or "Bottles", And "Bottled Drinks"; And To Exempt Bottled Soft Drinks Containing Thirty Per Cent, Or More, Of Natural Fruit Or Natural Vegetable Juice Or Natural Liquid Milk; To Provide For Analysis Of Soft Drinks By The State Department Of Agriculture; And To Provide For The Affixing Of Stamps Or Crowns On Certain Bottled Drinks.—P. 1945.
827. AN ACT To Amend Item (13) Of Section 65-259, Code Of Laws Of South Carolina, 1952, Relating To Net Operating Loss Carry Forward, So As To Clarify The Deduction With Respect To The Establishment Or Completion Of New Businesses Or Industries.—P. 1948.

828. AN ACT To Amend Section 28-881, Code Of Laws Of South Carolina, 1952, As Amended, Which Regulates, In Part, The Fishing For Shad And Sturgeon, So As To Specify A Point For The Forty-Mile Limit On The Combahee River.—P. 1949.
829. AN ACT To Set The Terms Of Magistrates In Kershaw County.—P. 1950.
830. AN ACT To Amend Section 65-1644, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Filing Of Returns Of Property For Taxation, So As To Provide That Any County May Waive Penalties For Failing To Make Such Statement Of Return Or May Provide That Such Statements Shall Be Made Every Fourth Year.—P. 1950.
831. AN ACT To Amend Section 14-1262, Code Of Laws Of South Carolina, 1952, Relating To The Board Of Township Commissioners For Folly Island In Charleston County, So As To Increase The Number Of Members Of The Board From Three To Five, And To Provide That The Members Must Be Residents Or Property Owners Of Folly Island, If The Results Of The Referendum Herein Provided Result Favorably Thereto.—P. 1952.
832. AN ACT To Amend Section 28-861.3 Of The Code, As Created By Act No. 259 Of The Acts Of 1959, Authorizing The Wildlife Resources Commission To Shorten Or Extend The Season On Trawling For Shrimp Or Prawn, So As To Allow The Commission To Shorten Or Extend The Season For Trawling For Shrimp In The Area Lying Between The Three-Mile Limit And The Sounds; And To Amend Section 28-876 Of The Code, As Created By Act No. 259 Of The Acts Of 1959, Relating To The Open Season For Trawling For Crabs, So As To Allow The Commission To Shorten Or Extend The Season For Trawling For Crabs Under Certain Conditions.—P. 1953.
833. AN ACT To Authorize The Treasurer Of Greenville County To Borrow Money For Certain Purposes And Upon Certain Conditions; To Amend Section 14-451, Code Of Laws Of South Carolina, 1952, Relating To The Borrowing Of Money By Counties, So As To Exempt Greenville County From The Provisions Thereof And To Repeal Section 14-456, Code Of Laws Of South Carolina, 1952, Relating To The Borrowing Of Money By Greenville County.—P. 1954.
834. AN ACT To Authorize The Treasurer Of Greenville County To Destroy The Records Of Paid Up Bond Issues.—P. 1955.
835. AN ACT To Amend Act No. 801 Of The Acts Of 1952, As Amended, Relating To Election Of Trustees For School Districts Nos. 1 And 2 Of Calhoun County, So As To Eliminate The Trustee At Bellville.—P. 1956.
836. AN ACT To Amend Section 28-971, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Restricted Areas Of The Coastal Waters And Ocean Beds Of Charleston County, So As To Further Provide For Certain Areas Oceanward From Folly Island.—P. 1957.
837. AN ACT To Amend Section 65-801, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Admissions Tax, So As To Impose Certain Taxes And To Exempt Certain Functions And Activities From Such Tax, And To Amend Section 65-226, Code Of Laws Of South Carolina, 1952, Specifying Certain Organizations That Are Exempted From The Provisions Of The State Income Tax, So As To Include Textile Expositions Within The Provisions Of This Section.—P. 1958.
838. AN ACT To Amend Section 51-261, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Territorial Jurisdiction Of The Cooper River Park And Playground Commission In Charleston County, So As To Provide That Its Jurisdiction Shall Extend Over All The Area Embraced In The North Charleston Consolidated Public Service District.—P. 1960.

839. AN ACT To Provide For The Sale Of Abandoned School Property In Laurens County And For The Release Of Certain Reversionary Interests.—P. 1960.
840. AN ACT To Provide For The Master's Fees In Greenville County.—P. 1961.
841. AN ACT To Amend Section 46-35, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Issuance Of Special Farm Vehicle Licenses, So As To Provide That No Registration Or Licensing Shall Be Required For Certain Farm Trailers.—P. 1962.
842. AN ACT To Provide That The State Highway Department May Issue Open-End Permits For Moving Oversize Mobile Homes.—P. 1963.
843. AN ACT To Amend Act No. 755 Of The Acts Of 1958 Providing For The Compensation Of Certain Officers And Employees Of Charleston County, So As To Change The Date From Which The Treasurer Of Charleston County Shall Commence To Receive As Compensation A Portion Of The Fees Collected By Him From January 1, 1961 To July 1, 1961.—P. 1965.
844. AN ACT To Amend Act No. 611 Of The Acts Of 1956, Relating To The Exemption Of Citizens Of Charleston County From The Payment Of Taxes On Personal Property While Serving On Active Duty In The Armed Forces, So As To Further Provide For The Exemptions.—P. 1966.
845. AN ACT To Divide The James Island Precinct In Charleston County; To Define The Area Of The New Precincts; To Provide For Polling Places; And To Repeal An Act Bearing Ratification No. 654 Of The Acts Of 1960.—P. 1967.
846. AN ACT To Amend Sections 5-660 And 5-662, As Amended, And Section 5-664, Code Of Laws Of South Carolina, 1952, Relating To Licenses On Certain Coin Operated Devices, So As To Eliminate The License Tax On Vending Machines And To Provide A Maximum License Charge By Municipalities.—P. 1968.
847. AN ACT Making It Unlawful For Any Person To Sell, Offer For Sale Or Use Any Device Or Equipment Which Shall Change The Original Design Or Performance Of Any Headlamps Or Other Lamps Or Reflectors Now Required To Be Attached To Motor Vehicles, Trailers And Semitrailers Unless The Same Has Been Approved By The Chief Highway Commissioner; And To Provide A Penalty For Violating The Provisions Hereof.—P. 1969.
848. AN ACT To Provide For Limited Partnerships And To Repeal Chapter 2 Of Title 52, Code Of Laws Of South Carolina, 1952, Relating To Limited Partnerships.—P. 1970.
849. AN ACT To Amend Sections 14-2202, 14-2213, 14-2215, 14-2217 And 14-2221, Code Of Laws Of South Carolina, 1952, Relating To The Administration Of The Affairs Of Greenwood County, So As To Delete References To Certain Defunct Agencies; To Alter The Duties Of The Clerk Of The Greenwood County Finance Board; To Provide Additional Duties Of The Finance Board; To Provide Meetings Of The Board; To Provide That Action By The Board Shall Be Taken Only In Public Meetings And To Amend The Code Of Laws Of South Carolina, 1952, By Adding New Article 4 To Chapter 38 Of Title 14 Consisting Of New Section 14-2241 Providing For Purchasing By Greenwood County.—P. 1981.
850. AN ACT To Amend Section 27-422, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Magistrates' Fees In Cases Of Bad Checks So As To Provide An Additional Fee For The Magistrates In Richland County.—P. 1982.
851. AN ACT To Increase The Compensation Of Circuit Court Jurors In Pickens County.—P. 1982.

852. AN ACT To Amend Act 754 Of 1952, As Amended, Relating To The Horry County Public School System, So As To Allow The County Board Of Education To Determine The Necessary Millage For The Operation Of Schools Which Shall Not Exceed Forty-Four Mills.—P. 1985.
853. AN ACT To Amend Act No. 251 Of The Acts Of 1955, As Amended, Relating To The Use Of Trot Lines Or Baskets In Certain Waters, So As To Allow Their Use In Certain Portions Of The Congaree And Wateree Rivers And To Make Further Provision For The Use Of Traps, Seines And Nets In Certain Waters.—P. 1986.
854. AN ACT To Amend Section 59-179, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Powers Of The Board Of Commissioners Of Public Works Of Any City Or Town, So As To Empower The Commissioners Of Public Works Of The City Of Charleston To Enter Into Contracts Undertaking The Collection Of Sewage Disposal Service Charges Imposed By Special Purpose Districts Located In The Counties Of Charleston And Berkeley.—P. 1987.
855. AN ACT To Amend An Act Of 1960 Bearing Ratification No. 975, Relating To Cleaning Up Of Vacant Lots By The City Of Myrtle Beach, So As To Include The Town Of Ocean Drive Beach Under The Provisions Thereof.—P. 1987.
856. AN ACT To Amend Act No. 867, 1956, As Amended, Relating To The Lexington County Planning And Development Board So As To Authorize The Board To Designate Certain Areas In Lexington County As Industrial Areas; To Require All Persons To Obtain The Approval Of The Board Before Erecting A Building Or Making Use Of An Existing Building Within The Area; And To Provide That Areas So Designated Be Recorded In The Office Of The Clerk Of Court For Lexington County With Adequate Description.—P. 1989.
857. AN ACT To Amend Section 23-173, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Fairfield County, So As To Eliminate The Precinct At Horeb.—P. 1990.
858. AN ACT To Amend Section 14-1354, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Audit Of The Offices Of Chester County, So As To Further Provide Therefor.—P. 1991.
859. AN ACT To Amend Act No. 49 Of The Acts Of 1959, Relating To The Mental Health Center For Darlington And Florence Counties, So As To Delete An Ambiguity As Relating To The Terms For The Trustees.—P. 1992.
860. AN ACT To Amend Section 59-531, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Furnishing Of Water And Electric Current To Contiguous Areas By Municipalities, So As To Provide That The Governing Bodies Of Incorporated Municipalities In Richland County May Enter Into Contracts Undertaking The Collection Of Sewage Disposal Service Charges Imposed By Special Purpose Districts In Richland County Which Provide Sewage Disposal Service.—P. 1992.
861. AN ACT To Establish The Beaufort County Development Commission; To Provide For Its Appointment And Duties And To Devolve The Duties Heretofore Imposed Upon The Beaufort County Development Board And The Port Royal Port Authority Upon The Commission And To Repeal Act No. 781 Of The Acts Of 1954, Acts Nos. 722 And 762 Of The Acts Of 1956 And Act No. 168 Of The Acts Of 1959, Relating To The Beaufort County Development Board And The Port Royal Port Authority.—P. 1993.
862. AN ACT To Provide For The Election And Terms Of Office Of The Mayor And Town Councilmen Of The Town Of Batesburg.—P. 1995.

- 863. AN ACT To Amend Section 65-1567, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Tax Exemptions For Certain Industries In Oconee County, So As To Further Provide For The Exemptions.—P. 1995.
- 864. AN ACT To Amend Act No. 79 Of The Acts Of 1955, As Amended, Relating To The Operation, Maintenance And Financing Of The Public Schools Of Union County, So As To Further Provide For The Millage To Be Levied.—P. 1996.
- 865. AN ACT To Amend Section 51-351, Code Of Laws Of South Carolina, 1952, Relating To The Greenwood Recreation District, So As To Enlarge The District Subject To The Referendum Provided Herein.—P. 1997.
- 866. AN ACT To Establish A Fire District And A Board Of Fire Control For Greenwood County; To Provide For Its Powers, Duties And Membership; To Provide That Any Indebtedness Of Greenwood County For Fire Protection Shall Be Retired Within A Certain Period; To Provide For The Apportionment Of Funds And Appropriations For Fire Protection; To Make Provisions For The Use Of Fire Equipment; To Provide That The Service Rendered In The Fighting And Controlling Of Fires Shall Be Without Cost Or Charge To The Person Requesting The Service; To Provide For Traffic Control At The Scene Of Certain Fires; To Provide Certain Powers For Members Of Truck Companies Of Greenwood County And To Provide Penalties For Violations, If The Referendum Herein Provided Results Favorably Thereto.—P. 1999.
- 867. AN ACT To Amend Section 21-2981, Code Of Laws Of South Carolina, 1952, Relating To School Warrants In Hampton County, So As To Provide That Administrative School Districts May Issue Or Cause To Be Issued Its School Warrants, And To Amend The Code Of Laws Of South Carolina, 1952, By Adding New Section 21-2984, So As To Provide That If A Certain Budget Is Not Approved By July First Of Any Year The Auditor Of Hampton County May Levy Taxes Based On The Last Previous Budget On File.—P. 2002.
- 868. AN ACT Creating The Hampton County Library; Providing For Its Governing Body; And Defining The Terms Of Office, Powers And Duties Of The Members Of The Governing Body.—P. 2003.
- 869. AN ACT To Amend Section 23-160, Code Of Laws Of South Carolina, 1952, So As To Change The Designation Of The Voting Precinct At Dale To Dale-Lobeco, And To Eliminate Hardeeville Precinct.—P. 2006.
- 870. AN ACT To Exempt Property Of Masonic Lodges In Beaufort County From County And Municipal Taxes Under Certain Conditions.—P. 2006.
- 871. AN ACT To Require Certain Beaufort County Agencies To Make Quarterly Reports Of Their Activities.—P. 2007.
- 872. AN ACT To Create The Lancaster County Board Of Tax Assessors And Tax Appeals; To Provide For Its Membership, Powers And Duties; To Provide For The Employment Of An Executive Secretary And To Define His Duties; And To Provide For A Referendum.—P. 2007.
- 873. AN ACT To Provide For The Creation And Establishment Of The Rural Recreational District In Richland County; To Provide For The Government Thereof; To Make Provisions For The Issuance Both Of General Obligation Bonds Of The District And Revenue Bonds Of The District; To Prescribe The Conditions Under Which Such Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended; To Provide For The Payment Of The Bonds; To Provide For An Election And To Repeal Act No. 359 Of 1953.—P. 2010.
- 874. AN ACT To Provide For A System Of Municipal Government In And For Darlington County; To Create A County Commission And To Provide For Its Membership, Powers And Duties.—P. 2016.

875. AN ACT To Establish The Criminal, Juvenile And Domestic Relations Court Within York County With A Criminal Division And A Juvenile And Domestic Relations Division; To Provide For Its Officers, Their Powers And Duties And The Court's Jurisdiction; To Provide A Tax Levy Therefor; And To Repeal Act No. 596 Of The Acts Of 1947, As Amended, Relating To The Juvenile And Domestic Relations Court Of Catawba-Ebenezer Townships In York County.—P. 2022.
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877. AN ACT To Abolish The Whitmire Airport Commission In Newberry County; To Transfer The Assets Of The Commission To The Town Of Whitmire; To Authorize The Conveyance By The County Of Newberry To The Town Of Whitmire Of All Its Interest In And To That Property Known As The Whitmire Airport And To Repeal Sections 2-431, 2-432, 2-433 And 2-434, Code Of Laws Of South Carolina, 1952, Relating To The Whitmire Airport Commission.—P. 2031.
878. AN ACT To Amend Act No. 210 Of The Acts Of 1957, Relating To The Board Of Assessors For Orangeburg County, So As To Provide For Their Terms Of Office.—P. 2032.
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880. AN ACT Providing For The Terms Of Office For The Mayor And Councilmen Of The Town Of Fort Lawn In Chester County.—P. 2036.
881. AN ACT To Amend Act No. 184 Of The Acts Of 1957, Exempting Certain Manufacturing Enterprises From Taxes In Colleton County, So As To Further Provide For Such Exemptions.—P. 2036.
882. AN ACT To Amend Section 14-1162, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Membership Of County Council, So As To Define The Area Of St. Phillip's And St. Michael's Public Service District, And St. Andrews Parish, And To Further Provide The Conditions Of Membership On Council.—P. 2037.
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Part II. Local and Temporary

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1110. AN ACT To Provide For The Levy Of Taxes In Pickens County For County And School Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Direct The Expenditure Thereof.—P. 2787.
1111. AN ACT To Authorize The Trustees Of Richland County School District No. 2 And The Treasurer Of Richland County To Borrow One Hundred Thousand Dollars For School Purposes, And To Provide For The Payment Of Such Loan.—P. 2798.

1112. AN ACT To Authorize And Empower The Board Of Commissioners Of Richland County To Issue Not Exceeding Three Hundred And Fifty Thousand Dollars Of Bonds Of Richland County Whose Proceeds Shall Be Used For The Improvement And Renovation Of Existing Public Hospital Facilities In Richland County; To Prescribe The Conditions Under Which The Bonds May Be Issued; To Prescribe The Purposes To Which The Proceeds Shall Be Applied; And To Make Provision For The Payment Of The Bonds.—P. 2799.
1113. AN ACT To Amend Section 5 Of Section 1 Of Act 502 Of 1959, Relating To The Columbia Hospital Of Richland County, So As To Provide That Checks Drawn Against The Columbia Hospital Shall Be Signed By The Chairman, Which Signature May Be In Facsimile, Attested By The Superintendent Or The Auditor.—P. 2802.
1114. AN ACT To Create Jackson-Gills Creek Public Service District In Richland County; To Define Its Area; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For The Borrowings By The District, Including The Issuance Of Not Exceeding Three Million Dollars Of General Obligation Bonds Of The District; To Prescribe The Terms And Conditions Under Which Moneys May Be Borrowed By The District; And To Make Provision For Their Payment.—P. 2803.
1115. AN ACT To Provide A Levy Of Taxes For Richland County For School And County Purposes For The Fiscal Year 1960-1961 And To Direct The Expenditures Thereof.—P. 2815.
1116. AN ACT To Amend Act No. 810 Of The Acts Of 1946, Relating To The Creation, Powers And Duties Of The Saluda County Medical Building Board, So As To Authorize Such Board To Mortgage Or Convey Real Property And To Validate A Certain Deed Previously Executed By The Board.—P. 2845.
1117. AN ACT To Direct The State Highway Department To Remove From The State Highway System A Certain Portion Of Road In Saluda County.—P. 2846.
1118. AN ACT To Provide For The Levy Of Taxes For Ordinary County And School Purposes, For A Period Of Twelve Months, Beginning July 1, 1960, And Ending June 30, 1961, Both Inclusive, For Saluda County; To Provide For The Expenditure Thereof; And To Provide For The Rental Of Certain County Properties.—P. 2847.
1119. AN ACT To Repeal Act No. 1190 Of The Acts Of 1958 Relating To The Issuance Of Fifty Thousand Dollars Of General Obligation Bonds To Be Utilized By The Spartanburg County Development Board.—P. 2855.
1120. AN ACT To Create The Liberty-Chesnee-Fingerville Water District In Spartanburg County; To Define Its Area; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For Borrowing By The District And Its Commission; To Make Provisions For Borrowings By The District, Including The Issuance Of Not Exceeding One Million One Hundred Thousand Dollars Of General Obligation Bonds; To Prescribe The Terms And Conditions Under Which Monies May Be Borrowed By The District; And To Make Provision For Their Payment.—P. 2856.
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1122. AN ACT To Authorize The Trustees Of Spartanburg County School District No. 1 To Issue And Sell Bonds Of The School District To An Amount Such That The Net Bonded Indebtedness At No Time Shall Exceed Eight Per Cent Of The Last Assessed Valuation Or The Current Assessed Valuation Of The District For The Purpose Of Building And Equipping Buildings.—P. 2866.

1123. A JOINT RESOLUTION Providing For A Referendum In Spartanburg County To Determine The Wishes Of The Electors As To Whether Or Not Fluoride Or Fluoride Additives Should Be Added To The Water Supply.—P. 2867.
1124. AN ACT To Amend Act No. 556 Of 1929, As Amended, Which Created The Spartanburg Metropolitan District, So As To Add A New Section Authorizing The District To Contract For The Treatment And Disposal Of Sewerage Originating In Areas Adjacent To The District And To Repeal Act No. 498 Of 1941.—P. 2868.
1125. AN ACT To Amend Act No. 1105 Of The Acts Of 1956, As Amended, Relating To The Startex-Jackson-Wellford-Duncan Water District In Spartanburg County, So As To Increase The Territorial Limits Of The District.—P. 2869.
1126. AN ACT To Make Supplemental Appropriations For Spartanburg County For The Fiscal Year 1959-60 From The General Fund Of The County; To Validate A Loan Made To Liberty-Chesnee-Fingerville Water District And Reimburse The General Fund From Proceeds Derived From The Sale Of Bonds Of The Water District; And To Validate The Transfer Of Funds From The County Health Department Maintenance Appropriation To The Building Account Of The Auxiliary Health Centers.—P. 2870.
1127. AN ACT To Amend Act No. 1196, Of The Acts Of 1958, As Amended, Relating To The Establishment Of The Board Of Fire Control For The Roebuck Area In Spartanburg County, So As To Increase The Area; To Ratify The Results Of An Election; And To Further Provide For The Election Or Appointment Of The Members Of The Board.—P. 2872.
1128. AN ACT To Amend Section 1 Of Act 1105 Of 1956, As Amended, Relating To The Startex-Jackson-Wellford-Duncan Water District Of Spartanburg County, So As To Enlarge The District.—P. 2873.
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1130. AN ACT To Amend Section 2 Of Act 936 Of 1954, As Amended, Relating To The Cowpens Water District Commission, So As To Increase The Number Of Members Of The Commission From Three To Five; To Designate The Precincts From Which The Members Shall Be Appointed Or Elected; And To Provide The Terms For The Additional Members Elected Pursuant To This Act.—P. 2874.
1131. AN ACT Relating To The Fiscal Affairs Of Spartanburg County, Making Appropriations Therefor, And Levying Taxes For The Fiscal Year Ending June 30, 1961.—P. 2876.
1132. AN ACT To Create The Spartanburg County Farm Development Commission; And To Repeal Act 668 Of 1957, Relating To The Authority Of The County Board Of Spartanburg County To Sell A Certain Parcel Of Land.—P. 2904.
1133. AN ACT To Authorize The County Board Of Spartanburg County To Issue Not Exceeding Three Hundred And Five Thousand Dollars Of Bonds Of Spartanburg County For The Purchase Of Stone, Asphalt, Culverts, Other Road Materials And Road Machinery; To Direct The Manner In Which The Bonds Shall Be Sold And The Proceeds Thereof Shall Be Expended; And To Provide For The Payment Thereof.—P. 2905.
1134. AN ACT To Provide For The Creation Of The Lynchburg-Shiloh Watershed Conservation District In Sumter And Lee Counties; To Define Its Geographic Limits; To Provide For Its Governing Board And Its Powers And Duties; And To

Provide For Levy Of Taxes Sufficient For The Administration, Construction, Operation And Maintenance Of Works Of Improvement Within The District.—P. 2909.

1135. AN ACT To Authorize The Trustees Of Sumter County School District No. 2, And The County Treasurer Of Sumter County To Borrow Not Exceeding One Hundred And Fifty Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of Such Loan.—P. 2917.
1136. AN ACT To Provide For A Levy Of Taxes For School And County Purposes For Sumter County For The Fiscal Year Commencing July 1, 1960; To Direct The Expenditure Thereof; To Fix The Salaries Of Certain Officers; And For Other County Purposes.—P. 2918.
1137. AN ACT To Authorize And Direct The Governing Body Of Union County To Declare A Certain Street To Be A One-Way Street.—P. 2929.
1138. AN ACT To Authorize The Town Of Carlisle In Union County To Convey Certain Property.—P. 2929.
1139. AN ACT To Repeal Act No. 1117, Of 1956, Which Created The Union-Bonham Water District In Union County.—P. 2930.
1140. AN ACT To Authorize And Empower The County Governing Board Of Union County To Issue Seventy-One Thousand Dollars Of General Obligation Bonds Of Union County, To Prescribe The Purposes For Which Such Bonds Shall Be Issued, The Conditions Under Which The Bonds May Be Issued, And To Make Provision For The Payment Of The Bonds.—P. 2931.
1141. AN ACT To Authorize The County Board Of Commissioners Of Union County To Borrow Not Exceeding Sixty Thousand Dollars From The Division Of Sinking Funds And Property To Be Used For Purchase Of Road Machinery And For Capital Improvements In The County As Designated By The Delegation And To Provide For The Payment Thereof.—P. 2935.
1142. AN ACT To Authorize The Chief And Assistant Chief Of The Buffalo Volunteer Fire Department To Inspect Premises For Fire Hazards Located Within A Radius Of One And One-Half Miles Of The Station House.—P. 2936.
1143. AN ACT To Designate The Main Exhibit Building Of The Union County Agricultural Fair Association As The Hydrick L. Kirby Building, And To Provide For A Suitable Plaque To Be Placed Thereon.—P. 2937.
1144. AN ACT To Authorize The County Board Of Education Of Union County To Borrow Not Exceeding One Hundred Seventy-Five Thousand Dollars From The Division Of Sinking Funds And Property To Be Used For The Construction Of A School Building In The Carlisle-Santuc Area, And To Provide For The Payment Thereof.—P. 2937.
1145. AN ACT To Add To The State Highway Secondary System And To Authorize The Construction Of A Certain Secondary Highway In Union County.—P. 2938.
1146. AN ACT To Appropriate Money For The Ordinary Operating Expenses Of Union County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Appropriate Money For Certain Other Purposes And To Provide A Tax Levy Therefor.—P. 2939.
1147. AN ACT To Provide A Supplemental Appropriation For The Fiscal Year 1959-1960 For The Office Of County Supervisor Of Williamsburg County.—P. 2956.
1148. AN ACT To Provide For The Levy Of Taxes For Williamsburg County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide And Direct The Expenditure Thereof.—P. 2957.

1149. A JOINT RESOLUTION Proposing An Amendment To Article X, Section 5 Of The Constitution Of South Carolina, 1895, So As To Increase The Limitation Upon The Bonded Indebtedness Of The School District Of Williamsburg County.—P. 2964.
1150. AN ACT To Validate All Disbursements, Expenditures And Actions Authorized By The Williamsburg County Legislative Delegation During The Fiscal Year 1959-1960.—P. 2965.
1151. AN ACT Making Supplemental Appropriations For York County For The Fiscal Year 1959-60.—P. 2966.
1152. AN ACT To Create A Mineral Resources Commission For York County; To Provide For A Survey Of Mineral Resources In The County, And To Appropriate Funds For The Survey.—P. 2966.
1153. AN ACT To Amend Section 1 Of Act No. 544 Of The Acts Of 1959, Authorizing The Continuation Of The Special One-Mill Levy In York County, So As To Provide That The Levy Shall Be Used To Pay Certain Obligations Of The Board Of Directors Of The County And The Delegation, Made On August 10, 1955, To Certain School Districts In The County.—P. 2967.
1154. AN ACT To Validate An Election Held In Clover School District No. 2 Of York County, On April 12, 1960, Upon The Question Of The Issuance Of Eighty Thousand Dollars Of General Obligation Bonds Of The School District.—P. 2968.
1155. AN ACT To Create A Board Of Trustees Of The York County Hospital; To Provide For The Appointment, Qualifications, Compensations And Length Of Terms Of Such Trustees; And To Repeal Sections 6, 6-a And 6-b Of Act No. 919 Of The Acts Of 1938, As Amended, Relating To The Board Of Trustees Of The York County Hospital.—P. 2969.
1156. AN ACT To Make Supplementary Appropriations For York County For The Fiscal Year 1959-1960.—P. 2970.
1157. AN ACT To Provide For The Levy Of Taxes For York County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, For School, County And Other Purposes; To Direct The Expenditure Thereof; To Prescribe The Powers, Duties And Authorities Of Various Officials Of The County; To Authorize And Direct The County Treasurer To Transfer Certain Funds; And To Authorize The York County Board Of Directors To Borrow And The York County Sinking Fund Commission To Lend Certain Money And To Provide For The Repayment Thereof.—P. 2971.
1158. AN ACT Authorizing The York County Public Buildings Commission To Borrow Four Thousand Dollars From The Sinking Fund Commission Of York County, And Fixing The Terms And Conditions Thereof.—P. 2985.

RATIFICATION NUMBERS

With Act Numbers Assigned

Ratification No.	Act No.	Ratification No.	Act No.
564	550	619	580
565	1048	620	581
566	551	621	1065
567	936	622	1018
568	552	623	999
569	553	624	926
570	1137	625	1019
571	1138	626	1070
572	554	627	1049
573	1082	628	890
574	555	629	582
575	Vetoed	630	583
576	Vetoed	631	1007
577	1058	632	584
578	962	633	1111
579	963	634	585
580	556	635	900
581	1119	636	586
582	557	637	587
583	558	638	942
584	941	639	1121
585	559	640	588
586	560	641	589
587	561	642	590
588	562	643	591
589	563	644	592
590	1040	645	954
591	1069	646	593
592	1006	647	594
593	902	648	595
594	925	649	596
595	564	650	597
596	565	651	598
597	566	652	599
598	567	653	600
599	568	654	601
600	986	655	1122
601	960	656	964
602	569	657	602
603	977	658	987
604	570	659	1060
605	571	660	1061
606	888	661	1054
607	889	662	603
608	572	663	921
609	573	664	604
610	574	665	605
611	1059	666	606
612	575	667	988
613	1074	668	1037
614	576	669	897
615	1120	670	607
616	577	671	608
617	578	672	1107
618	579	673	609

Ratification No.	Act No.	Ratification No.	Act No.
674	610	733	647
675	1075	734	891
676	611	735	648
677	612	736	649
678	613	737	650
679	614	738	651
680	615	739	652
681	616	740	653
682	617	741	1056
683	618	742	654
684	619	743	927
685	1055	744	1085
686	620	745	Vetoed
687	621	746	1139
688	622	747	1066
689	623	748	655
690	624	749	656
691	1027	750	657
692	1062	751	658
693	1116	752	659
694	1063	753	912
695	625	754	660
696	992	755	661
697	910	756	662
698	626	757	904
699	627	758	1028
700	628	759	1140
701	629	760	922
702	630	761	923
703	1151	762	1042
704	1020	763	905
705	989	764	663
706	631	765	664
707	1041	766	899
708	632	767	1009
709	633	768	1094
710	634	769	665
711	635	770	946
712	636	771	666
713	637	772	667
714	638	773	668
715	981	774	669
716	639	775	670
717	640	776	671
718	641	777	672
719	1008	778	673
720	1000	779	674
721	943	780	675
722	1112	781	676
723	642	782	928
724	1099	783	677
725	997	784	678
726	643	785	679
727	1147	786	680
728	1113	787	681
729	644	788	682
730	645	789	907
731	1091	790	683
732	646	791	684

RATIFICATION NUMBERS

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Ratification No.	Act No.	Ratification No.	Act No.
792	1152	851	724
793	1141	852	725
794	685	853	1100
795	915	854	1134
796	918	855	886
797	1095	856	726
798	686	857	727
799	687	858	1043
800	688	859	1021
801	689	860	1108
802	690	861	1014
803	691	862	728
804	692	863	1076
805	1123	864	1086
806	998	865	916
807	693	866	729
808	694	867	Vetoed
809	695	868	801
810	696	869	Vetoed
811	697	870	Vetoed
812	698	871	Vetoed
813	699	872	1092
814	700	873	730
815	701	874	731
816	965	875	Vetoed
817	966	876	732
818	955	877	1101
819	956	878	733
820	957	879	734
821	947	880	937
822	702	881	735
823	958	882	1143
824	703	883	736
825	704	884	898
826	1029	885	1077
827	705	886	1102
828	1153	887	1103
829	706	888	1078
830	911	889	737
831	707	890	738
832	892	891	739
833	708	892	740
834	1142	893	741
835	1071	894	742
836	709	895	1067
837	710	896	743
838	711	897	893
839	712	898	Vetoed
840	713	899	Vetoed
841	714	900	744
842	715	901	745
843	716	902	746
844	717	903	901
845	718	904	1010
846	719	905	967
847	720	906	747
848	721	907	748
849	722	908	749
850	723	909	750

Ratification No.	Act No.	Ratification No.	Act No.
910	802	969	1155
911	751	970	796
912	752	971	797
913	753	972	798
914	754	973	1083
915	755	974	799
916	756	975	800
917	757	976	1156
918	758	977	803
919	759	978	804
920	760	979	894
921	761	980	1124
922	762	981	805
923	763	982	806
924	764	983	807
925	765	984	808
926	766	985	809
927	767	986	1125
928	768	987	810
929	769	988	811
930	770	989	812
931	771	990	813
932	772	991	814
933	773	992	815
934	774	993	816
935	775	994	817
936	776	995	930
937	777	996	968
938	778	997	818
939	779	998	990
940	919	999	819
941	780	1000	895
942	781	1001	906
943	782	1002	1012
944	913	1003	909
945	783	1004	820
946	784	1005	821
947	785	1006	822
948	1011	1007	944
949	1050	1008	823
950	1144	1009	824
951	1154	1010	825
952	786	1011	826
953	787	1012	827
954	1051	1013	908
955	788	1014	828
956	Vetoed	1015	829
957	789	1016	830
958	903	1017	831
959	948	1018	832
960	790	1019	1093
961	791	1020	896
962	1072	1021	1084
963	914	1022	1148
964	792	1023	833
965	793	1024	834
966	794	1025	835
967	929	1026	1030
968	795	1027	945

RATIFICATION NUMBERS

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Ratification.No.	Act No.	Ratification.No.	Act No.
1028	887	1087	858
1029	836	1088	973
1030	837	1089	1001
1031	838	1090	1117
1032	1039	1091	1128
1033	1022	1092	1002
1034	969	1093	1129
1035	839	1094	859
1036	840	1095	860
1037	917	1096	1079
1038	841	1097	1023
1039	842	1098	861
1040	1126	1099	862
1041	843	1100	924
1042	970	1101	1114
1043	844	1102	978
1044	845	1103	983
1045	Vetoed	1104	1046
1046	949	1105	863
1047	931	1106	1145
1048	846	1107	864
1049	847	1108	1088
1050	848	1109	984
1051	1109	1110	1024
1052	849	1111	1034
1053	850	1112	1035
1054	1157	1113	865
1055	1044	1114	866
1056	1073	1115	1118
1057	1104	1116	867
1058	1013	1117	1053
1059	1135	1118	993
1060	851	1119	1047
1061	1127	1120	868
1062	1110	1121	1025
1063	1149	1122	869
1064	932	1123	950
1065	1031	1124	991
1066	852	1125	1090
1067	1087	1126	1039
1068	1032	1127	1003
1069	1052	1128	1068
1070	853	1129	1096
1071	1015	1130	1036
1072	854	1131	959
1073	982	1132	870
1074	1033	1133	871
1075	855	1134	872
1076	856	1135	1130
1077	1045	1136	979
1078	938	1137	873
1079	939	1138	994
1080	1150	1139	1131
1081	1158	1140	951
1082	971	1141	874
1083	1105	1142	In hands of Governor
1084	1106	1143	1089
1085	857	1144	875
1086	972	1145	995

Ratification No.	Act No.	Ratification No.	Act No.
1146	920	1166	880
1147	876	1167	1098
1148	1016	1168	1136
1149	996	1169	881
1150	1146	1170	1132
1151	877	1171	953
1152	1057	1172	1064
1153	1080	1173	1004
1154	933	1174	1005
1155	980	1175	1115
1156	940	1176	1026
1157	974	1177	961
1158	1097	1178	976
1159	1017	1179	882
1160	934	1180	883
1161	878	1181	985
1162	935	1182	1133
1163	952	1183	884
1164	879	1184	885
1165	1081	1185	975

ACTS
AND
JOINT RESOLUTIONS
OF THE
General Assembly
OF THE
State of South Carolina

ERNEST F. HOLLINGS, Governor; BURNET R. MAYBANK, Lieutenant Governor and ex officio President of Senate; EDGAR A. BROWN, President pro tempore of Senate; SOLOMON BLATT, Speaker of House of Representatives; REX L. CARTER, Speaker pro tempore of House of Representatives; L. O. THOMAS, Clerk of the Senate; INEZ WATSON, Clerk of House of Representatives.

Passed at the regular session, which was begun and held at the city of Columbia on the 12th day of January, A. D. 1960 and was adjourned sine die on the 27th day of May, A. D., 1960

PART II
GENERAL AND PERMANENT LAWS

(R564, S328)

No. 550

An Act To Authorize The Supervisor Of Colleton County To Sell Or Dispose Of County Owned Property For Industrial Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Colleton County may sell property for industrial purposes.—The Supervisor of Colleton County is hereby authorized to sell or dispose of, for industrial purposes, county owned property upon recommendation of the Colleton County Development Board and the County Governing Body and the approval of a majority of the Legislative Delegation and to execute deeds and conveyances therefor.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of January, 1960.

(R566, S403)

No. 551

An Act To Provide For The Establishment Of The Dorchester County Development Board.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Dorchester County Development Board created.—A board which shall be known as the Dorchester County Development Board shall be appointed by the Governor upon the recommendation of the Dorchester County Legislative Delegation.

SECTION 2. Members—terms—vacancies.—The board shall consist of five members who shall be appointed for a term of office of four years and until their successors are appointed and qualify. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.

SECTION 3. Purpose.—The function of the board shall be to encourage the location of industry and the tourist trade and the promotion of adequate markets for the products grown by the farmers of Dorchester County through the institution of an advertising program, through cooperative efforts with municipalities of the county and organizations having similar aims, and through such other activities as will tend to accomplish the purposes of the board.

SECTION 4. Meetings—chairman—compensation.—The board shall hold its first meeting within ten days after its appointment. At its first meeting the board shall elect a chairman and a secretary from its membership. The board shall meet at such other times and places as may be determined by the chairman and shall meet at least once each quarter. The members of the board shall serve without compensation but shall be allowed ten dollars a day when engaged in the business of the board.

SECTION 5. Cooperate with other agencies.—For the purpose of carrying out the provisions of this act the board is authorized to cooperate with the State Development Board, all towns, chambers of commerce, business leagues, civic clubs and other similar organizations in Dorchester County and all other agencies and organizations within and without the county which the board may desire to cooperate with in the furtherance of the development and advertisement of Dorchester County.

SECTION 6. Gifts and grants.—The board may accept gifts and grants of money from either private or public sources to be used in the promotion of this program.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R568, H1895)

No. 552

An Act To Exempt Property Of The Ocean View Memorial Hospital At Myrtle Beach In Horry County From Taxation.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Property of Ocean View Memorial Hospital at Myrtle Beach exempt from taxes.—The property of the Ocean View Memorial Hospital at Myrtle Beach in Horry County shall be exempt from municipal and county taxation so long as such property is used for hospital purposes.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R569, H1898)

No. 553

An Act To Amend Subsection (3), As Amended, Of Section 15-286, Code Of Laws Of South Carolina, 1952, Relating To The Terms Of Court In Colleton County, So As To Further Provide For Meetings Of The Grand Jury.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (3) of Section 15-286, 1952 Code, amended—terms of court for Colleton County—meetings of grand jury.—Subsection (3), as amended, of Section 15-286, Code of Laws of South Carolina, 1952, is further amended to read as follows:

“(3) Colleton County—The courts of general sessions for Colleton County shall be held at Walterboro on the first Monday in April, on the second Monday in June and on the third Monday in September, in each case for one week. The court of common pleas for said county shall be held at Walterboro on the second Monday in April, on the fourth Monday in May, on the fourth Monday in October and on the second Monday in December, in each case for one week. In addition to the above, terms of the court of general sessions, with grand jury only in attendance, and the court of common pleas shall be held at Walterboro without petit jury on the second Monday in January of each year for as many days of that week as may be necessary to conclude the business. Pleas of guilty may be entered and sentences imposed thereon and any other business of the court of general sessions not requiring a petit jury may be transacted. At the court of common pleas to be held on the second Monday in January of each year at Walterboro the court may dispose of equity cases, motions, demurrers and non-jury matters arising in any of the several counties of the fourteenth judicial circuit.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R572, H1924)

No. 554

An Act To Provide A System Of Government For Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. System of government for Greenwood County.—There is hereby authorized for the County of Greenwood a system of municipal (home rule) government, which shall be administered by a county commission as herein provided, the functions and authority of which shall be set forth herein.

SECTION 2. Authority vested in a commission—members—election—terms—vacancies.—The duties, powers, functions, and authority set forth in this act shall be vested in a county commission. The commission shall be composed of six members. One member shall reside in and be a qualified elector in the Greenwood County portion of School District Number 51. One member shall reside in and be a qualified elector in School District Number 52. Two members shall reside within and be qualified electors within the corporate limits of the City of Greenwood. Two members shall reside in School District Number 50 but outside of the corporate limits of the City of Greenwood, and shall be qualified electors in School District Number 50. Commissioners shall be elected by the qualified electors of the county at large. Of the first elected members of the commission, one member from the City of Greenwood, one member from School District Number 50 outside the City of Greenwood, and one member from either of School Districts Number 51 or Number 52 shall serve terms of two years, and the other three members shall serve terms of four years. The selection of members to serve initial terms of two and four years shall be determined by lot at the first regular meeting after election, and the Secretary of State shall be notified of

the terms so determined. Thereafter, the term of office of each elected member of the commission shall be for a period of four years. Each vacancy occurring by reason of the expiration of such term of office shall be filled by election in the general election next preceding the expiration date of that term of office. In the event of a vacancy on the commission occurring by reason of death, resignation or removal, the vacancy shall be filled until the next general election by appointment by the Governor on the recommendation of a majority of the Legislative Delegation for Greenwood County, and the vacancy for the balance, if any, of the unexpired term shall be filled by election in the next general election.

Any commissioner who is either elected or serving as such in an area that is annexed to a municipality, thereby changing his residence district, or if a commissioner either elected or serving as such moves his residence to another district, he shall be permitted to complete his term of office, but shall not be eligible for re-election from that district while residing in another.

SECTION 3. Chairman — clerk — compensation — meetings — quorum—ordinances.—The county commission shall select one of its number as chairman for such term as the commission may set. The commission may designate a person to serve as its clerk, to record proceedings and perform such additional duties as may be prescribed. The commission shall fix the compensation of its members, but such compensation shall not exceed the amount of six hundred dollars per year for each member, except that the compensation of the chairman may be set at no more than one thousand and fifty dollars per year. The commission shall decide the time and place of its meetings for the transaction of official business. Regular meetings shall be held on the first Monday of each calendar month, and special meetings may be held at such other times as the chairman shall direct. Three days notice shall be given of any special meeting by publication of a notice in a newspaper of general circulation in the county giving the place, date and time of meeting, and no special meeting shall be held except pursuant to the terms of the notice. Four members of the commission shall constitute a quorum for the transaction of official business. All meetings of the commission shall be open to the public. No ordinance shall be passed levying tax, incurring indebtedness or imposing regulations for the health, safety or welfare of the county which shall not have been voted for by at least four members in commission assembled. No ordinance which levies a tax, or appro-

priates moneys, or incurs bonded indebtedness shall be valid unless it shall have been read at three regular meetings of the commission. Each ordinance or resolution of the commission shall be published in full at least once in a newspaper of general circulation in the county at least five days before the effective date thereof. All proceedings of the commission shall be recorded, and annually, all ordinances and resolutions of the commission passed during the preceding twelve months shall be printed and made available for public distribution through the office of the commission.

SECTION 4. Powers and duties.—The county commission is hereby authorized and empowered to act in reference to such matters of local concern within Greenwood County as is herein provided and shall have the following powers and duties:

- (1) To adopt, use and alter a corporate seal.
- (2) (a) To acquire by purchase or gift real property in the name of Greenwood County.
(b) To acquire tangible personal property and supplies.
(c) To lease, sell or otherwise dispose of real and personal property in the name of Greenwood County, including all such property now owned by the county. However, no lease or sale shall be effected except upon sealed proposals after notice thereof shall have been given by published advertisement at least once not less than seven days prior to the time fixed for the opening of bids.
- (3) To make contracts and to execute all instruments necessary or convenient for carrying out the functions committed to it.
- (4) To exercise the powers of eminent domain in the manner provided by the general laws of the State of South Carolina for procedure by any county, municipality, or authority organized under the laws of this State, or by the South Carolina State Highway Department, or by railroad corporations, or in any manner provided by law, as the commission may, in its discretion, elect.
- (5) To make appropriations, and to levy taxes therefor for corporate purposes and for educational purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, pay jurors, county officers, and for litigation, quarantine and court expenses and for ordinary county purposes, to support paupers, and to pay past indebtedness.

(6) To provide for the receipt, custody, allocation and disbursement of funds accruing to Greenwood County from whatever source derived.

(7) To provide within the county special services such as refuse or garbage collection and disposal facilities, and to collect service charges from the persons benefited which are at least sufficient to cover the expenses of providing such services.

(8) To incur indebtedness in anticipation of the collection of taxes which have been levied.

(9) To issue bonds pledging the faith and credit of Greenwood County for purposes authorized by and within the limits prescribed by the Constitution of the State of South Carolina, including educational purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, pay jurors, county officers, and for litigation, quarantine and court expenses and for ordinary county purposes, to support paupers, and pay past indebtedness. Bonds issued pursuant to this section shall mature serially in such manner as the county commission may provide. They may contain provisions permitting their redemption prior to their stated maturity at premium figures. The commission is also empowered to determine the rates of interest such bonds may bear, the method of their execution and sale and all other matters incident to the proper issuance and delivery of the bonds. The commission is empowered to order the levy and collection of ad valorem taxes upon all taxable property in Greenwood County without limitation as to rate or amount sufficient to provide for the payment of the principal and interest on such bonds.

(10) To enter into agreements on matters of local concern with agencies and instrumentalities of the Federal Government, the State Government, political subdivisions of the State, and educational, charitable and eleemosynary institutions.

(11) To regulate, control and provide for the construction, maintenance, operation and use of public streets, roads, bridges, sidewalks, drains, courthouses, jails, buildings, prison farms, and other public improvements and facilities.

(12) To prescribe methods of accounting for county officers and departments.

(13) To supervise and regulate the various departments of the county, except that the duties and functions now provided by law

for the offices of the auditor, treasurer, sheriff, clerk of court, probate judge, master, coroner and superintendent of education shall not be altered.

(14) To provide for the appointment of a chief administrative officer of the county (County Manager) to serve during the pleasure of the commission and carry out the policies and directions of the commission, direct and co-ordinate all administrative activities, direct the development of a budget, and control the expenditure of appropriated funds. The salary of the chief administrative officer will be set by the commission.

(15) To provide for the appointment of a county attorney to serve during the pleasure of the commission at a salary to be set by the commission, and to perform such duties as may be prescribed by the commission.

(16) To make provision for the conduct of county affairs; to create such agencies and departments as may be deemed advisable, and to prescribe their duties and functions; and to alter or transfer the duties and functions of existing offices, agencies or departments.

(17) To establish policies affecting the selection, appointment, compensation, dismissal of county employees and other matters in the control of the administrative employees of the county government.

(18) To exercise all the powers vested by law in the county board of commissioners.

Nothing herein contained shall be construed to abridge or affect the powers of any municipality or incorporated township or political subdivision within the county.

SECTION 5. Commission to recommend appointment of treasurer, auditor, board of assessors and board of tax appeals.—The county treasurer and county auditor shall be appointed by the Governor upon the recommendation of the county commission. The treasurer may act as tax collector and delinquent tax collector of the county and the auditor may serve as tax assessor. They shall perform such duties as now prescribed by law and such other duties as may be determined by the commission, at such salaries as the commission may provide.

The board of assessors for the county, which is composed of nine resident freeholders, created pursuant to the terms of Act No. 278 of 1953, shall be appointed by the Governor upon the recommendation of the commission. The board shall have the same powers and duties

as now prescribed by the general laws of the State for assessors, and shall supervise such duties of the county auditor as pertain to the tax assessor.

The board of tax appeals, which is composed of five resident freeholders, created pursuant to the terms of Act No. 278 of 1953, shall be appointed by the Governor upon the recommendation of the commission. The board of tax appeals shall hear appeals from the board of assessors in the manner prescribed by Act No. 278 of 1953.

SECTION 6. Employ supervisor—duties.—The county supervisor shall be employed by the commission to serve during its pleasure at such salary and under such conditions as the commission may determine. The supervisor shall direct work on roads and bridges in general and shall act as custodian of all county property and perform such other duties as the commission may prescribe.

SECTION 7. Commission to appoint or recommend appointment of certain county agencies.—The county forestry board shall be appointed by the State Commissioner of Forestry upon the recommendation of the commission. The Greenwood County Board of Health shall be appointed by the Governor upon the recommendation of the commission. The board of trustees of the Greenwood City and County Public Library shall be appointed by the commission. The advisory board of the Greenwood County Juvenile and Domestic Relations Court shall be appointed by the commission. The Greenwood County Airport Commission shall be appointed by the commission and approved by a majority of the legislative delegation, including the senator, with the same powers and duties as now prescribed by law. Greenwood County Educational Commission, known officially as "The Lander Foundation" shall be appointed by the Governor upon the recommendation of the commission and the approval of a majority of the legislative delegation, including the Senator.

SECTION 8. Finance board abolished—appointment of county welfare board and board of education.—The Finance Board of Greenwood County is hereby abolished and all duties required of the board are hereby devolved upon the commission. The Greenwood County Board of Public Welfare shall be appointed by the State Board of Public Welfare or the State Director upon the recommendation of a majority of the legislative delegation, including the Senator. The county board of education shall be appointed by the Governor upon the recommendation of the commission.

SECTION 9. County sinking fund commission abolished.—The county sinking fund commission is hereby abolished and all powers and duties of that commission are hereby devolved upon the county commission.

SECTION 10. Records to be kept of fees—audits and reports of—fee system may be altered.—All county officers and employees shall keep an accurate record of all fees collected of whatever amount and nature. This record shall be audited periodically by the chief administrative officer and an annual report shall be submitted to the county commission. The commission is hereby authorized to alter in any manner or abolish the practice of retention of fees by any employee or any county officer at any time after such employee or officer employed or holding office on January 1, 1960, shall have retired from office or shall cease to be employed.

SECTION 11. Election concerning adoption of system of home rule government—conduct of election.—This act shall become effective only if a majority of the qualified electors of Greenwood County voting in the special election herein provided for shall vote in favor thereof. A special election shall be held by the election commissioners of the county on the first Tuesday in March of 1960. At such special election the question shall be submitted to the qualified electors of the county at each voting precinct therein, in the following form, which shall be printed on the ballot:

“Do you favor the system of home rule government for Greenwood County as provided for in Act No. 554 of the General Assembly of 1960?

YES

NO

Those favoring the system of home rule government provided for by Act No. 554 shall cross out the word ‘NO’ and those opposed to the system of home rule government provided for in Act No. 554 shall cross out the word ‘YES’.”

The commissioners of election shall cause to be published in a newspaper of general circulation in Greenwood County not less than once a week for four successive weeks prior to the holding of the election a notice describing in full the purpose of the election and its date. The commissioners of election shall provide suitable ballots, appoint box managers and other officials necessary for the proper conduct of the special election. They shall receive the returns and

declare the results of the election. The expenses of the election shall be paid from the general fund of the county.

SECTION 12. Election of candidates.—If a majority of the qualified electors of Greenwood County voting in the special election provided for in Section 11 shall vote in favor of the system of home rule government, the candidates for county commissioners shall file their candidacies in the regular primary of 1960 and shall be elected in the general election to follow. The successful candidates shall take office on January 1, 1961. Candidates in future elections shall file in the primary and be elected in the general election to follow in the same manner.

SECTION 13. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of February, 1960.

(R574, H1939)

No. 555

An Act To Authorize The Town Of Loris In Horry County To Employ A Recorder And To Authorize The Council To Fix Court Costs.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Loris may employ recorder—compensation—term—court costs—jurisdiction.—The Town Council of the Town of Loris in Horry County may employ a recorder whose duty it shall be to try any offenses against the town ordinances. The town council shall fix the amount of compensation and the term of such recorder and is hereby authorized to fix court costs. The jurisdiction of the recorder shall be the same as that now vested in the Mayor of the Town of Loris and there shall be the same right of appeal and trial in the court of the city recorder as exists under the law in all trials before the mayor.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R580, H1919)

No. 556

An Act To Amend Act No. 90 Of 1959 Relating To The Beaufort County Higher Education Commission, So As To Increase The Membership Of Such Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 90 of 1959, amended—Beaufort County Higher Education Commission created—members—terms—officers—meetings.—Section 1 of Act No. 90 of 1959 is amended to read as follows :

“Section 1. There is hereby created the Beaufort County Higher Education Commission. The commission shall be composed of five members who shall be appointed by the Governor upon the recommendation of a majority of the members of the Beaufort County Legislative Delegation. The members of the commission shall serve for a term of two years or until their successors have been appointed and qualified. Not more than two weeks after its appointment the commission shall meet and elect a chairman and a secretary from among its membership, and organize further as it may desire. The commission may meet at such times as it may deem necessary, such meetings to be called by the chairman, or upon the written request of three of its members.”

SECTION 2. Appointment and terms of new members.—The two additional members provided for under the provisions of this act shall be appointed as soon as is practicable after the effective date of this act. They shall serve for terms of two years commencing with the date of their appointments.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R582, H1971)

No. 557

An Act To Amend Act No. 952 Of The Acts Of 1958, Relating To The Assessment Of Taxes In School District No. 1 Of Richland County, So As To Provide That Upon The Completion Of This Reassessment That The Total Value Of The Property In The District Shall Not Exceed By One Per Cent The Total Value Of The Property In The District Before The Reassessment And To Allow For Additional Assessments Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 952 of 1958 amended—Section 3A added—total reassessed value of property not to exceed prior value by more than one per cent.—Act No. 952 of the Acts of 1958 is amended by adding the following new section immediately following Section 3 to read as follows:

“Section 3A. Upon the completion of the property assessment in School District No. 1 as of the final date ordered by the South Carolina Tax Commission, the total value of the reassessed property in the district shall not exceed by more than one per cent the total value of the assessed property prior to the reassessment. This shall not prohibit the increase in total value of the reassessed property as a result of assessments added for property or improvements not heretofore taxed, for new construction or for renovations of existing structures taking place during the reassessment period.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R583, H1978)

No. 558

An Act To Provide That Certain Property May Be Added To A Water And Sewer District In Greenville County Upon Petition By The Property Owner And Approval By The Commission Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenville County—certain property may be added to water and sewer districts.—The property of any person in Greenville County which adjoins any water and sewer district may be added to the water and sewer district upon the written petition of the property owner and the approval of the petition by the commission of the district.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R585, H1983)

No. 559

An Act To Exempt Property Of The Free Will Lodge, F. And A. M. No. 72, Near Killian In Richland County From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property of Free Will Lodge, F. and A. M. No. 72, in Richland County, exempt from taxes.—The property of the Free Will Lodge, F. and A. M. No. 72, near Killian in Richland County shall be exempt from municipal and county taxation so long as such property is used for Masonic purposes.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R586, H1984)

No. 560

An Act To Exempt The Property Of The Boys Club Of Greater Columbia, Inc., 2320 Park Street, Columbia, S. C., From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property of Boys Club of Greater Columbia exempt from taxes.—The property of the Boys Club of Greater Columbia, Inc., 2320 Park Street, Columbia, S. C., shall be exempt from municipal and county taxation so long as the property is used for the purposes for which it was organized.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R587, H2022)

No. 561

An Act To Amend Section 23-193, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Voting Precincts In Richland County, So As To Add Another Precinct In The County To Be Known As The Satchelford Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-193, 1952 Code, amended—Richland County voting precincts—Satchelford added.—Section 23-193, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 23-193. In Richland County there shall be the following voting precincts: Arcadia; Arden; Ballentine; Bear Creek; Bellview; Blythewood; Brown's Chapel; College Place; Colonial Heights; Denny Terrace; Dentsville; Eastover; Eau Claire; Edgewood; Folk; Gadsden; Garner; Hampton; Holly Grove; Hopkins; Horrell Hill No. 1; Horrell Hill No. 2; Killian; Koon's Store; Lake View; Lykesland No. 1; Lykesland No. 2; Midway; Olympia; Pontiac No. 1; Pontiac No. 2; Ridgewood; Satchelford; Sligh; St. Andrews; Spring Hill; Summerville; Wayside; Columbia Ward No. 1; Columbia Ward No. 2; Columbia Ward No. 3; Columbia Ward No. 4; Columbia Ward No. 5; Columbia Ward No. 6; Columbia Ward No. 7; Columbia Ward No. 8; Columbia Ward No. 9; Columbia Ward No. 10; Columbia Ward No. 11; Columbia Ward No. 12;

Columbia Ward No. 13; Columbia Ward No. 14; Columbia Ward No. 15; Columbia Ward No. 16; Columbia Ward No. 17; Columbia Ward No. 18; Columbia Ward No. 19; Columbia Ward No. 20; and Columbia Ward No. 21.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R588, H1914)

No. 562

An Act To Amend Item (4) Of Section 65-259, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Deductions Allowed In Computing Net Income For State Income Tax Purposes, So As To Allow As A Deduction Taxes Imposed By The United States On Income Of Individuals To An Amount Not Exceeding Five Hundred Dollars And To Restore Such Item As It Existed Prior To The Enactment Of Act No. 140 Of 1959 (The State General Appropriations Act).

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (4) of Section 65-259, 1952 Code, amended—income tax deduction for Federal taxes reinstated.—Item (4) of Section 65-259, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“(4) ‘Taxes for the income year, except taxes on income (other than taxes imposed by the United States on income of individuals to an amount not exceeding five hundred dollars), inheritance taxes and taxes assessed for a local benefit of a kind tending to increase the value of the property assessed;’”.

SECTION 2. When to apply.—This act shall apply to income earned on or after January 1, 1959.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R589, H1933)

No. 563

An Act To Provide For A Board Of Trustees For Edgefield County School District And To Abolish The Present County Board Of Education And District Board Of Trustees Of Edgefield County School District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Central authority of Edgefield County educational system to be vested in board of trustees—members—terms—advisory members—vacancies.—The central authority of the public educational system of Edgefield County School District shall be a Board of Trustees, composed of seven members, to be appointed by the Governor upon the recommendation of the County Legislative Delegation. Two members of the board of trustees shall reside in the vicinity of Edgefield, two shall reside in the vicinity of Johnston, one shall reside in the vicinity of Trenton, one shall reside in the northeastern part of the county and one shall reside in the western part of the county. There shall be two additional members to be appointed from the county at large, who shall act in an advisory capacity only to the District Board of Trustees. The trustees shall serve for terms of four years and until their successors are appointed and qualify, except that of the members first appointed, one member from Edgefield shall be appointed for one year and one member shall be appointed for four years; one member from Johnston shall be appointed for one year and one member shall be appointed for three years; the member from Trenton shall be appointed for two years; the member from the northeastern part of the county shall be appointed for two years and the member from the western part of the county shall be appointed for three years. The advisory members of the board shall serve for terms of four years. All vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.

SECTION 2. Powers and duties.—The Board of Trustees of Edgefield County School District shall exercise such authority and assume such responsibility as is provided by law for school trustees generally except that, as long as the County Superintendent of Education is an elected officer, he shall serve as District Superintendent of Schools.

SECTION 3. County board of education and board of trustees abolished.—The present County Board of Education and District Board of Trustees of Edgefield County School District shall be abolished and the terms of office of all members of these boards shall be terminated when their successors have been appointed and qualify.

SECTION 4. Terms.—The terms of office of the first members to be appointed under the provisions of this act shall commence July 1, 1960.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R595, H2026)

No. 564

An Act To Exempt Property Of Masonic Lodges And Shrine Clubs In Horry County From County Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property of Masonic Lodges and Shrine Clubs in Horry County exempt from taxes.—All property owned by any Masonic Lodge or Shrine Club in Horry County shall be exempt from county taxation so long as such property is used as a Masonic Lodge or Shrine Club and no part thereof is leased for commercial purposes. The provisions of this act shall apply to taxes due for the year 1959.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R596, S391)

No. 565

An Act To Amend Section 33-802, Code Of Laws Of South Carolina, 1952, Relating To Rural Mail Routes As Public Roads In Certain Counties, So As To Exempt Colleton County From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 33-802, 1952 Code, amended—rural mail routes declared public roads in certain counties—Colleton County exempted.—Section 33-802, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 33-802. All roads in Darlington, Saluda and Williamsburg Counties, used as routes in the rural free delivery of mail, are hereby declared public roads and shall be repaired and maintained by the authorities charged with this duty as other public roads are maintained in the counties.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R597, S437)

No. 566

An Act To Change The Name Of The Sumter County Planning And Development Commission To The Sumter County Development Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sumter County Planning and Development Commission changed to Sumter County Development Board.—The name

of the Sumter County Planning and Development Commission is hereby changed to the Sumter County Development Board.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R598, H1904)

No. 567

An Act To Provide That The Solicitor Of The Civil And Criminal Court Of Union Shall Not Represent Any Party Bringing Action Against Union County And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Solicitor of Civil and Criminal Court of Union not to represent certain parties.—The Solicitor of the Civil and Criminal Court of Union shall not represent any party bringing action against Union County.

SECTION 2. Penalties.—Anyone violating the provisions of this act shall immediately be removed from office and shall forfeit all pay and allowances earned to the date of discharge.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R599, H1950)

No. 568

An Act To Amend Act No. 138 Of 1953, Relating To Terms Of Court In Clarendon County, As Amended By Section 9 Of

Article 9 Of Act No. 259 Of 1959, So As To Re-enact This Act As It Existed Prior To Such Amendment.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 138 of 1953 amended—terms of court for Clarendon County.—Section 1 of Act No. 138 of 1953, as amended, is further amended to read as follows:

“Section 1. Subdivision (1) of Section 15-264, Code of Laws of South Carolina, 1952, is amended to read as follows:

‘Section 15-264. (1) Clarendon County—The court of general sessions for Clarendon County shall be held at Manning on the fourth Monday in January, the third Monday in June and the second Monday in September, each for one week. The court of common pleas for the county shall be held at Manning on the first Monday in March for two weeks, the fourth Monday in April for one week, the fourth Monday in June for one week and the third Monday in October for two weeks.’”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R602, H2043)

No. 569

An Act To Create A New Voting Precinct In Spartanburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Hilltop voting precinct created in Spartanburg County.—In addition to the voting precincts as set out in Section 23-195, Code of Laws of South Carolina, 1952, as amended, there shall be a new voting precinct in Spartanburg County known as the Hilltop voting precinct bounded as follows: on the west by the Southern Railway, on the south by Spartanburg city limits, on the east by the west side of Boiling Springs Road (Highway 9) and on the north by interstate Highway No. 85. The voting place within

the precinct shall be determined by the Board of Registration of Spartanburg County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R604, S356)

No. 570

An Act To Amend Act No. 109 Of 1959, Relating To The Permissive Closing Of Banks For One Day A Week, So As To Include Building And Loan Associations And Savings And Loan Associations Under The Provisions Of This Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 109 of 1959 amended—banks and building and loan associations may close one day a week.—Section 1 of Act No. 109 of 1959 is amended to read as follows :

“Section 1. Any commercial bank, building and loan association, savings and loan association or cash depository doing business in the State may, in addition to Sunday and such legal holidays as are now provided by statute, remain closed one day of each week as its Board of Directors may from time to time determine.”

SECTION 2. Sec. 2 of Act 109 of 1959 amended—to be legal holiday.—Section 2 of Act No. 109 of 1959 is amended to read as follows :

“Section 2. Any day on which any such institution shall remain closed as herein permitted shall, as to such institution, constitute a legal holiday and any act authorized, required or permitted to be performed at, by, or with respect to any such institution on a day when it is closed may be performed on the next business day and no liability or loss of any rights of any kind shall result from such delay.”

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R605, S405)

No. 571

An Act To Amend Act No. 247 Of 1957, Relating To The Salary Of The State Agent As Administrator Of Act No. 602 Of 1954, Which Relates To The Coverage Of Certain Persons Under The Old Age And Survivors Insurance Law, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 1 of Act 247 of 1957 amended—salary for administrator of act relating to old age and survivors insurance law.—Section 1 of Act No. 247 of 1957 is amended to read as follows: "Section 1. Notwithstanding the provisions of Section 6 of Act No. 602 of the Acts of 1954, relating to the coverage of certain officers and employees of the State and its political subdivisions and instrumentalities under the old age and survivors insurance law, the State Agent shall receive four thousand dollars as administrator of such act."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R608, S434)

No. 572

An Act To Provide For The Terms Of Office For Magistrates In Lexington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County Magistrates—terms—Districts 1, 2, 3 and 4.—At the conclusion of the present terms of office of the

Magistrates in Magisterial Districts 1, 2, 3 and 4 in Lexington County appointments for such districts shall be for a term of four years commencing January 1, 1961 and terminating December 31, 1964.

SECTION 2. Terms—District 5.—The term of office of the next appointed Magistrate of District 5 in Lexington County shall be from January 31, 1960 to February 1, 1962. The next following term for such district shall be from February 1, 1962 to December 31, 1964.

SECTION 3. Terms—District 6.—At the expiration of the present term of office of the Magistrate of District 6 in Lexington County the next following appointment shall be for a term to end December 31, 1964.

SECTION 4. Four year terms.—After December 31, 1964, all Magistrates in Lexington County shall be appointed for terms of four years.

SECTION 5. Unexpired terms.—In filling an unexpired term the appointment shall be for the remainder of such unexpired term.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R609, S431)

No. 573

An Act To Amend Act No. 867 Of The Acts And Joint Resolutions Of The General Assembly Of 1956, As Amended, Creating A Planning And Development Board For Lexington County, So As To Further Amend The Act By Providing In Act No. 934 Of 1958 For Authorizing The Board To Employ A Secretary.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 3 of Act 867 of 1956 amended—Lexington County Planning and Development Board—chairman—appoint secretary—meetings—records.—Act No. 867 of 1956, as amended, is further amended by striking out the words "The board shall elect

one of its members as chairman. The permanent secretary of the board shall be the clerk of the County Board of Commissioners and shall receive the sum of six hundred dollars per year" in Section 1 of Act No. 934 of 1958 and inserting in lieu thereof the following: "The board shall elect one of its members as chairman, and shall appoint a secretary who shall receive such compensation as may be provided in the annual appropriation act for the county", so that when so amended Section 1 shall read as follows:

"Section 1. Section 3 of Act No. 867 of the Acts and Joint Resolutions of 1956 is amended to read as follows:

'Section 3. The board shall elect one of its members as chairman, and shall appoint a secretary who shall receive such compensation as may be provided in the annual appropriation act for the county. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. The board shall serve without pay but may provide for the reimbursement of the members for actual expenses incurred in attending meetings and other necessary expenses incurred in connection with business for the board, upon the approval of the Legislative Delegation. The board shall keep minutes of its proceedings and shall make records of all official actions, which minutes and records shall be available for inspection by the Lexington County Legislative Delegation at all times.' "

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

An Act To Amend Section 43-882, Code Of Laws Of South Carolina, 1952, Relating To The Salaries And Jurisdiction Of Magistrates In Lexington County, So As To Set The Civil Jurisdiction Of Magistrates In Lexington County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 43-882, 1952 Code, amended—Lexington County Magistrates—salaries and jurisdiction.—Section 43-882, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 43-882. Magistrates in Lexington County shall be paid such salaries as set annually in the county supply act. Such magistrates shall have criminal jurisdiction as is provided by law and civil jurisdiction in cases where the value of property in controversy, or the amount claimed, does not exceed three hundred dollars. Such civil jurisdiction shall not extend to cases where the title to real estate is in question or to cases in chancery.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of February, 1960.

(R612, S424)

No. 575

An Act To Authorize The Administrator Of Lancaster County To Work Prisoners Awaiting Trial Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Persons awaiting trial in Lancaster County may serve on chain gang.—Whenever any person is duly committed to the Lancaster County jail in default of bond, is awaiting trial, intends to plead guilty at the term of court next ensuing and desires to enter service upon the public roads of the county, such person may indicate such desire by filing with the clerk of the court a written statement to that effect and thereupon the Supervisor of Lancaster County may cause such person to be taken from the jail and worked upon the chain gang.

SECTION 2. Return to jail—length of time served.—The Supervisor of Lancaster County shall have any such person returned to the county jail at least one day before the convening of the term of court at which he expects to enter a plea of guilty or is to be tried and shall at the same time certify to the clerk of court of general sessions the length of time served by any such person.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R614, S446)

No. 576

An Act To Amend Section 15-942, Code Of Laws Of South Carolina, 1952, Which Provides For The Method Of Drawing Juries In Certain Municipalities So As To Include The Town Of Bethune In Kershaw County Under The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 15-942, 1952 Code, amended—method of drawing juries in certain municipalities—Town of Bethune included.—Section 15-942, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 15-942. The provisions of Section 15-941 shall not apply to municipalities in Berkeley, Horry and Marion counties, to the towns of Batesburg, Bethune, Hemingway, Leesville, Saluda and Woodruff, in which counties and towns juries for the courts in the respective municipalities shall be prepared and drawn in the same manner as juries are drawn in the magistrates’ courts in this State.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R616, H1908)

No. 577

An Act To Amend Section 61-78, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Quarterly Collection Of Contributions By Members Of The South Carolina Re-

irement System, So As To Extend The Time For Filing Employer Reports Of Such Contributions From Fifteen Days To Thirty Days.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 61-78, 1952 Code, amended—S. C. Retirement System—contributions to be collected quarterly—time for filing reports extended—penalties.—Section 61-78, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 61-78. The collection of members’ contributions shall be as follows : each employer shall cause to be deducted on each and every payroll of a member the contributions payable by such member as provided herein and the chief fiscal officer of each employer shall draw his warrant for the amount so deducted, payable to the South Carolina Retirement System, on a quarterly basis, and shall transmit such warrant together with a schedule of the contributions on such forms as shall be prescribed by the Board, prior to the expiration of thirty days after the close of each quarter. A calendar quarter shall be a three month period beginning January 1, April 1, July 1, or October 1. If any employer shall fail so to do or arrears should at any time exist in making quarterly payrolls and remittances as required hereunder and by the rules and regulations of the Board, the monthly compensation of any person or officer of any employer charged with the responsibility of making quarterly payroll reports and remittances to the System shall be withheld by the employer in each and every instance of failure to make such reports and remittances until all reports and remittances required hereunder and by the rules and regulations of the Board shall have been made. The System shall furnish quarterly to the disbursing officers of each employer a statement of any failure to make payroll reports and remittances and the names of the persons or officers failing to make such reports and remittances.

Failure by any person to transmit in the manner herein required the contributions deducted prior to the expiration of the thirty day period aforesaid shall be a misdemeanor, and any such person shall be punished by fine or imprisonment or both in the discretion of the court.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R617, H1909)

No. 578

An Act To Amend Section 61-61, Code Of Laws Of South Carolina, 1952, Relating To The Several Funds Of The South Carolina Retirement System, So As To Further Provide For The Merging Of Such Funds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 61-61, 1952 Code, amended—certain funds of S. C. Retirement System to be merged.—Section 61-61, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following :

“Notwithstanding the foregoing, effective at such date not later than July 1, 1960, as the Board may determine, the Employee Annuity Reserve Fund and the Employer Annuity Reserve Fund shall be merged into and become a part of the Employer Annuity Accumulation Fund, provided that such merger shall in no way adversely affect the rights of any members or beneficiaries of the System and further provided that the Board is hereby authorized to make such changes in the accounting methods and procedures of the System from time to time as, in its opinion, are in the interest of sound and proper administration.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R618, H1911)

No. 579

An Act To Amend Item (2) Of Section 61-106, Code of Laws Of South Carolina, 1952, As Amended, Relating To Disability

Allowances Upon Retirement By Members Of The South Carolina Retirement System, So As To Provide An Employer Annuity Equal To Seventy-Five Per Cent Of The Employer Annuity That Would Have Been Payable Upon Service Retirement At Age Sixty Had Such Member Continued In Service To Such Age.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (2) of Sec. 61-106, 1952 Code, amended—S. C. Retirement System—disability allowances—employer annuity.—Item (2) of Section 61-106, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“(2) An employer annuity equal to seventy-five per cent of the employer annuity that would have been payable upon service retirement at age sixty had he continued in service to such date without further change in compensation, and had the rate deducted under Section 61-62, Code of Laws of South Carolina, 1952, as amended, been four per cent of such compensation from the date of disability to the earliest date he would have been eligible for service retirement; and”.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R619, H1982)

No. 580

An Act To Amend Section 28-886.1, Code Of Laws Of South Carolina, 1952, Which Was Created By Section 9 Of Article 9 Of Act No. 259 Of 1959, Relating To The Catching Of Shad In Game Zone No. 7, So As To Further Provide When Nets May Be Set.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 28-886.1, 1952 Code, amended—size of shad nets in Game Zone 7—season.—Section 28-886.1, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 28-886.1. Notwithstanding the provisions of Section 28-886, in Game Zone No. 7 a five and one-half inch mesh net may be used and it shall be lawful to set nets from Monday noon until Saturday noon during the open season."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R620, H1991)

No. 581

An Act To Prohibit The Consolidation Of Schools In Jasper County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Unlawful to consolidate schools in Jasper County.—Notwithstanding any other provisions of law, it shall be unlawful to consolidate any schools in Jasper County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of February, 1960.

(R629, H2084)

No. 582

An Act To Provide For The Payment Of Judgments Against Union County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Payment of judgments against Union County.—Judgments against Union County shall be paid out of monies drawn out of the Union County Treasury only from appropriations made

by law specifically setting forth the name of the judgment creditor, the amount of the judgment and for what purpose obtained against the county.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 26th day of February, 1960.

(R630, S433)

No. 583

An Act To Amend Section 23-185, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Voting Precincts In Lexington County, So As To Add Two New Precincts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 23-185, 1952 Code, amended—Lexington County voting precincts—Town of Pine Ridge and Saluda River precincts added.—Section 23-185, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 23-185. In Lexington County there shall be the following voting precincts: Batesburg; Boiling Springs; Boylston; Brook; Cayce Ward No. 1; Cayce Ward No. 2; Cayce Ward No. 3; Chalk Hill; Chapin; Climax; Congaree; Craps Store; Cromer; Edmund; Fairview; Gaston; Gilbert; Hollow Creek; Hooks Store; Irmo; Leesville; Lexington No. 1; Lexington No. 2; Mims; Newberg; Oak Grove; Pelion; Pine Ridge; Piney Wood's; Pool's Mill; Poplar Springs; Pond Branch; Red Bank; Ridge Road; St. Matthews; Saluda River; Samaria; Sandy Run; Sharpe's Hill; Springdale; Steadman; Summit; Swansea; Town of Pine Ridge; West Columbia Ward No. 1; West Columbia Ward No. 2; West Columbia Ward No. 3; and West Columbia Ward No. 4.”

SECTION 2. Town of Pine Ridge Precinct defined.—The boundaries of the Town of Pine Ridge Precinct shall be the same as the municipal limits of the Town of Pine Ridge.

SECTION 2A. Saluda River Precinct defined.—The Saluda River Precinct shall be composed of that area bounded on the north

by the Saluda River; on the east by the city limits of West Columbia; on the south by U. S. Highway 378 and on the west by Hook Avenue.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of March, 1960.

(R632, H1918)

No. 584

An Act To Amend Item 2, Section 15-286, Code Of Laws Of South Carolina, 1952, Relating To Terms Of Court In Beaufort County So As To Provide For An Additional Term Of The Court Of Common Pleas.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Item 2 of Sec. 15-286, 1952 Code, amended—additional term of court for Beaufort County.—Item 2 of Section 15-286, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(2) Beaufort County.—The courts of general sessions for Beaufort County shall be held at Beaufort on the first Monday in March, on the fourth Monday in June and on the first Monday in November, in each case for one week. The courts of common pleas for said county shall be held at Beaufort on the third Monday in January for one week, the third Monday of March for two weeks, on the fourth Monday in June as soon as the court of general sessions shall have concluded during the remainder of the week, on the second Monday in September for one week, and on the fourth Monday in November for one week.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of March, 1960.

(R634, S423)

No. 585

An Act To Amend Section 22-552, Code Of Laws Of South Carolina, 1952, Relating To The Board Of Trustees Of The South Carolina State College, So As To Provide For Temporary Appointments By The Governor In The Event Of A Vacancy On The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 22-552, 1952 Code, amended—Trustees of S. C. State College—filling of vacancies.—Section 22-552, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following: "In case a vacancy or vacancies should occur on the board the Governor may fill it by appointment until the next session of the General Assembly."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R636, H1976)

No. 586

An Act To Amend Section 15-1001, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Establishment Of Municipal Courts In Certain Cities, So As To Provide That Such Courts May Be Established In Any City Whose Population Is Not Less Than Twenty Thousand.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 15-1001, 1952 Code, amended—municipal courts may be established in certain cities.—Section 15-1001, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"Section 15-1001. A municipal court may be established in every city in this State whose population according to the last census was not less than twenty thousand."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R637, H2079)

No. 587

An Act To Provide For The Length Of Terms Of Magistrates In Newberry County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Terms of magistrates in Newberry County.—Magistrates in Newberry County shall be appointed for a term of four years and until their successors have been appointed and qualify.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R640, H2128)

No. 588

An Act To Amend Act No. 282 Of 1959, Relating To The Imposition, Collection And Disposition Of Interest On Delinquent Taxes After Execution In Spartanburg County, So As To Make Further Provisions Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sections 1 and 2 of Act 282 of 1959 amended—interest to be charged on delinquent taxes in Spartanburg County—disposition of proceeds.—Sections 1 and 2 of Act No. 282 of 1959 are amended to read as follows:

“Section 1. Commencing on March 1, 1960, and after the Treasurer of Spartanburg County has issued his tax execution for delinquent

taxes, assessments and penalties against the property of a defaulting taxpayer, interest of one-half of one per cent on the amount of the execution shall be charged for each month or fraction of a month that such execution is unsatisfied. *Provided*, that six per cent interest shall be added to accumulative delinquent taxes and penalties for the years prior to July 1, 1959 for which tax executions have been issued.

“Section 2. The Special Tax Collector of Spartanburg County shall collect and turn over all such interest collected by him to the Treasurer of Spartanburg County as a part of the General County Fund.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R641, H2068)

No. 589

An Act To Amend Section 13 Of Act No. 88, Acts And Joint Resolutions, 1959, Relating To The Criminal Jurisdiction Of The Civil And Criminal Court Of Colleton County, So As To Provide That Such Jurisdiction Shall Be Concurrent With The Jurisdiction Of The Court Of General Sessions Except In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 13 of Act 88 amended—criminal jurisdiction of Civil and Criminal Court of Colleton County—solicitor may transfer cases to.—Section 13 of Act No. 88, Acts and Joint Resolutions, 1959, is amended to read as follows :

“Section 13. The court shall have concurrent jurisdiction with the court of general sessions in all criminal cases except murder, manslaughter, rape, attempt to rape, arson, common law burglary, bribery, perjury and forgery, and it shall have concurrent jurisdiction with the magistrates’ courts in all criminal cases within the jurisdiction of the magistrates’ courts. The circuit solicitor may, in his discretion, transfer to the court any cases, except those cases pro-

hibited above, where true bills of indictment have been found by the grand jury and which are pending in the court of general sessions for Colleton County."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R642, H2120)

No. 590

An Act To Authorize The County Treasurer Of Williamsburg County To Make Certain Investments And Credits Of Funds Belonging To The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Williamsburg County may invest certain monies.—The County Treasurer of Williamsburg County is hereby authorized to invest any sum of money not necessary for current expenses or which will apparently not be demanded for six months or more in Ninety-day Treasury Bills of the United States of America, or in securities of other governmental agencies of the United States of America; *provided*, however, that no maturity shall be for a longer period than one year from the date of purchase, and he is further authorized to credit all interest received from these investments to the proper sinking fund account.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R643, H2121)

No. 591

An Act To Increase The Number Of Petit Jurors In Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Williamsburg County to have forty petit jurors.—Notwithstanding the provisions of Section 38-68, Code of Laws of South Carolina, 1952, the Williamsburg County Jury Commissioners shall draw forty petit jurors.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R644, H2137)

No. 592

An Act Creating A County Reserve Fund For Berkeley County; To Set Forth Which Monies Are To Be Deposited In This Fund; And To Provide How The Funds Shall Be Used.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County to have reserve fund.—The Treasurer of Berkeley County is hereby authorized and directed to establish and set aside a special fund to be known as the County Reserve Fund.

SECTION 2 Certain monies to be transferred to fund.—The treasurer of the county is hereby directed to transfer to the County Reserve Fund all sinking funds now held for the retirement or payment of any notes, bonds or other obligations of the county which have previously been paid in full or whose payments have been assumed by the State Educational Finance Commission. The treasurer shall likewise transfer to the County Reserve Fund all monies collected on account of special taxes heretofore levied for the purpose of retiring any county or school obligations which have been paid. These funds shall be deposited to the Reserve Fund as they are collected. Any taxes that may in the future be levied for the purpose of increasing the Reserve Fund shall likewise be deposited in the fund created herein.

SECTION 3. Withdrawals from fund.—Money in the County Reserve Fund shall only be withdrawn by a resolution of the Berkeley County Diversion Commission or by a special act of the Legislature.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R646, S452)

No. 593

An Act To Amend Section 65-1562, Code Of Laws Of South Carolina, 1952, Exempting Certain Manufacturing Enterprises In Lexington County From The Payment Of Taxes For A Period Of Five Years, So As To Include In Such Exemption Additions And Improvements To Existing Buildings And Further Extend The Exemption To Storing And Distribution Plants.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1562, 1952 Code, amended—tax exemptions for certain industrial enterprises in Lexington County.—Section 65-1562, Code of Laws of South Carolina, 1952, is amended by deleting the entire section and inserting in lieu thereof the following which shall be Section 65-1562:

“Section 65-1562. All new industrial enterprises and all buildings erected for the purpose of housing any such industrial enterprise located in Lexington County, and additions and improvements to existing industrial enterprises, when the cost of the plant or the paid-in capital stock of the incorporated enterprise is not less than twenty-five thousand dollars or the addition or improvement is not less than twenty-five thousand dollars, shall be exempt from the payment of all county taxes, except for school purposes, for a period of five years from the time of such location in the county or from the time such addition or improvement is made. The exemption provided for herein shall extend to any plant which stores or distributes industrial products.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R647, S475)

No. 594

An Act To Increase The Terms Of The Magistrates Of Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of Greenwood County magistrates.—The terms of office of the magistrates in Greenwood County shall be for four years. This act shall not affect the present term of any magistrate in Greenwood County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R648, H1910)

No. 595

An Act To Amend The Code Of Laws Of South Carolina, 1952, By Adding A New Section To Be Designated As Section 61-118, So As To Provide Credit For Out-Of-State Service For Members Of The South Carolina Retirement System.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. 1952 Code amended—Section 61-118 added—out-of-State service defined—credit for out-of-State service.—The Code of Laws of South Carolina, 1952, is amended by adding a new section to be designated as Section 61-118 which shall read as follows :

"Section 61-118. For purposes of this section, 'out-of-State service' shall mean continuous service as a teacher or employee rendered by a member of the System for any State, territory or other governmental subdivision under the jurisdiction of the United States (other than the State of South Carolina), but excluding any such service rendered after he first became eligible for membership in the System and excluding any such service which terminated more than six months prior to the inception of his service as a teacher or employee within the State of South Carolina. Out-of-State service shall not be considered as creditable service; and it shall not be taken into account in determining the eligibility of a member for any benefit or in computing the amount of any benefit except as provided in this section.

Any member may elect to become entitled to a special annuity on account of his out-of-State service by making a special lump sum contribution as set forth hereinafter; provided that such contribution shall be made not later than June 30, 1961 if he is a member of the System on July 1, 1960, or within the first year of his membership if he becomes a member after July 1, 1960.

The special lump sum contribution shall be equal to the aggregate, excluding interest, of the contributions he would have made to this System during the portion, if any, of his out-of-State service rendered after July 1, 1945 had such service been rendered within the State of South Carolina. Such contribution shall thereafter be treated in the same way as the regular contributions required hereunder, for the purpose of computing any benefit payable upon termination of membership prior to retirement; and it shall, together with any interest credits allowed by the Board, be used to provide a special employee annuity upon his retirement.

In addition to the special employee annuity, the member shall be entitled to a special employer annuity in the amount which would be provided at age sixty-five or at the actual age at retirement, if earlier, by such special contribution, together with any interest credits allowed thereon by the Board. The member shall also be entitled to an additional special employer annuity on account of the part, if any, of his out-of-State service rendered prior to July 1, 1945; such additional special annuity shall be equal to the excess of (1) an employer annuity computed on the basis of the part of his out-of-State service and his creditable service rendered prior to July 1, 1945 over (2) an employer annuity computed on the basis of his creditable service rendered prior to July 1, 1945. Notwithstanding the foregoing, if the

member's creditable service does not, at his retirement under the System, exceed twice his out-of-State service, the special employer annuity shall be reduced in the proportion which his period of creditable service bears to twice the period of his out-of-State service.

Any election or designation of beneficiary made by the member with respect to the regular benefits of the System shall automatically be applicable to any benefit under this section.

In no event shall any benefits under this section result in duplication of benefits under this or any other retirement system for the same period of service. The provisions of this section shall not be applicable in the case of any member who retired from the System prior to July 1, 1960. The Board shall, from time to time, establish such rules as it may deem necessary for the administration of this section."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R649, H1912)

No. 596

An Act To Amend Section 56-417 And Sections 56-401, 56-426 And 56-427, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Contracting And The State Licensing Board For Contractors, So As To Provide That Contractors Bidding On State Highway Department Projects Need Not Be Licensed As A Prerequisite To The Submission Of Bids On Such Projects But Shall Be So Licensed Before Being Eligible To Receive Award For Such Projects.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 56-401, 1952 Code, amended—contracting business—defined—bidding on Highway Department projects.—Section 56-401, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 56-401. For the purpose of this chapter :

(1) A general contractor shall be one who for a fixed price, commission, fee or wage undertakes or offers to undertake the construction or superintending of construction of any building, highway, sewer, grading, improvement, reimprovement, structure, or part thereof, when the cost of the undertaking is twenty thousand dollars or more. Anyone who engages or offers to engage in such undertaking in this State shall be deemed to have engaged in the business of general contracting in this State. *Provided*, that this section shall not serve to prevent any person from bidding on State Highway Department projects without having been licensed, but such person shall be licensed before he may be awarded a contract for a State Highway Department project.

(2) A mechanical contractor shall be one who for a fixed price, commission, fee or wage undertakes or offers to undertake any plumbing, heating, air conditioning or electrical work when the cost of the undertaking is seven thousand five hundred dollars or more. Anyone who engages or offers to engage in such undertaking in this State shall be deemed to have engaged in the business of mechanical contracting in this State.”

SECTION 2. Section 56-417, 1952 Code, amended—licenses required of bidders on State projects—exemptions for Highway Department projects.—Section 56-417, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 56-417. All architects and engineers preparing plans and specifications for work to be constructed in the State shall include in their invitations to bidders and in their specifications a copy of this chapter or such proportions thereof as are deemed necessary to convey to the invited bidder, whether he be a resident or nonresident of this State and whether a license has been issued to him or not, the information that it will be necessary for him to show evidence of being licensed before his bid is opened or considered, but in the case of bidders on State Highway Department work, such notice shall state only that no contract will be awarded unless and until the bidder has been properly licensed under the provisions of this chapter.”

SECTION 3. Subsection (b) of Section 56-426, 1952 Code, amended—penalty for considering bids of unlicensed contractors—exception for Highway Department.—Subsection (b) of Section

56-426, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“(b) It shall be a misdemeanor punishable in the discretion of the court for any architect, engineer, awarding authority, owner, contractor, or person acting therefor, to receive or consider any bids unless the bidder has first obtained the licenses provided for in this chapter, except that the State Highway Department shall not require a person to be licensed before bidding on a State Highway Department project but shall require such person to be licensed before he may be awarded a State Highway Department contract.”

SECTION 4. Section 56-427, 1952 Code, amended—board may prosecute unlicensed persons.—Section 56-427, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 56-427. The Board may prosecute anyone accused of operating, bidding or attempting to operate or bid except as otherwise provided for in this chapter without having first been granted a certificate or license authorizing him to practice general or mechanical contracting in this State.”

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

An Act To Recognize The Legality Of Certain Marriages In The State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Marriages between white persons and Catawba Indians declared legal.—All white persons of this State who have occupied the relations of husband and wife and have cohabited as such with Catawba Indians prior to the effective date of this act shall be deemed husband or wife, and entitled to all the rights and privileges and be subject to all the duties and obligations of that relation,

in like manner as if they had been duly married according to law. Marriages taking place after the effective date of this act between white persons of this State and Catawba Indians are declared legal in all respects.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R651, H1948)

No. 598

An Act To Provide For The Reduction Of License Fees For Certain Trucks.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. License fee for certain trucks reduced.—Notwithstanding the provisions of Section 46-35, Code of Laws of South Carolina, 1952, as amended, the annual registration and license fee for every truck, truck-tractor or road tractor with an empty or unloaded weight of four thousand pounds or less, and licensed for a load capacity of not more than one ton, shall be five dollars.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect with the license and registration year beginning November 1, 1960.

Approved the 11th day of March, 1960.

(R652, H1955)

No. 599

An Act To Establish As Wildlife Refuges Lawton Bluff Subdivision And Lawton Plantation On James Island In Charleston County, To Prohibit Hunting Or The Shooting Of Firearms In Such Refuges And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lawton Bluff Subdivision and Lawton Plantation in Charleston County to be wildlife refuges—penalties for hunting or shooting.—Lawton Bluff Subdivision and Lawton Plantation on James Island in Charleston County are hereby declared to be wildlife refuges. It shall be unlawful for any person to hunt or shoot firearms except in defense of person or property in such refuges. Anyone violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined in an amount not to exceed one hundred dollars or imprisoned for a term not to exceed thirty days.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R653, H1989)

No. 600

An Act To Repeal Section 21-2756, Code Of Laws Of South Carolina, 1952, Relating To Which High Schools Pupils In Georgetown County Shall Attend.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-2756, 1952 Code, repealed.—Section 21-2756, Code of Laws of South Carolina, 1952, relating to which high schools pupils in Georgetown County shall attend, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R654, H2085)

No. 601**An Act To Divide The James Island Precinct In Charleston County And To Define The Area Of The New Precincts.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. James Island Precinct to be divided.—The James Island Precinct in Charleston County as described on lines 2 and 3 of Section 23-163, Code of Laws of South Carolina, 1952, as amended, shall be divided into two precincts described as follows:

1. James Island Precinct No. 1, beginning at a point on the Ashley River and Wappoo Creek, thence along Wappoo Creek to Elliott's Cut, thence along Elliott's Cut to the Stono River, thence along the Stono River to Cut Bridge Creek, thence along Cut Bridge Creek to James Island Creek, thence along James Island Creek to the Ashley River, thence along the Ashley River to the point of beginning.

2. James Island Precinct No. 2, the remaining part of James Island.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R657, H2164)

No. 602**An Act To Provide For A Special Board Of Assessors For The Town Of Pamplico In Florence County.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Pamplico to have special board of assessors.—There shall be a special board of assessors for the town of Pamplico in Florence County, to consist of three discreet residents and freeholders of said town, to be appointed annually by the town council of the town on or before the first day of May, in each year, who shall have all the duties, powers, privileges and compensation as are devolved by law upon the board of township assessors for Pam-

plico township, so far as such duties, powers and privileges relate to the assessment and valuation of property in the town of Pamplico.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R662, H2114)

No. 603

An Act To Provide That In Colleton County All Documents Affecting Real Property Which Are Filed With The Clerk Of Court Shall Be Indexed In The Deed Index Except Mortgages Of Real Property Which Shall Be Indexed In The Mortgage Index.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Colleton County—documents affecting real property to be indexed.—All documents affecting title, use, or occupancy of real property in Colleton County, filed with the clerk of court of the county, shall be indexed in the deed index except mortgages of real property which shall be indexed in the mortgage index.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R664, H2187)

No. 604

An Act To Amend Section 2 Of An Act Of 1960 Bearing Ratification No. 566 Relating To The Establishment Of The Dorchester County Development Board So As To Change The Number Of Board Members From Five To Seven.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 2 of Act 551 of 1960, amended—members—terms—vacancies.—Section 2 of an act of 1960 bearing ratification No. 566 is amended to read as follows:

“Section 2. The board shall consist of seven members who shall be appointed for a term of office of four years and until their successors are appointed and qualify. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R665, H2237)

No. 605

An Act To Amend Section 55-451, Code Of Laws Of South Carolina, 1952, Which Provides That County Supervisors Are In Charge Of County Chain Gangs, So As To Provide That In Richland County The Supervisor Shall Employ The Captains And Guards Of The Chain Gang.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 55-451, 1952 Code, amended—county supervisors to be in charge of county chain gangs—Richland County Supervisor to employ captains and guards.—Section 55-451, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 55-451. All convicts upon whom may be imposed sentences of labor on the highways, streets and other public works of a county shall be under the exclusive supervision and control of the county supervisor and by him formed into a county chain gang and required to labor on the highways, roads, bridges, ferries and other public works or buildings of the county. He shall direct the time, place and manner of labor to be performed by such chain gang. But such chain gang shall not be worked in connection with or near any road contractor or overseer. Should the supervisor of any county

find that it is inconvenient or impracticable to work any convict committed to the county chain gang, he may turn such convict over to the penitentiary authorities. *Provided*, that in Richland County, the captains and guards of the chain gang shall be employed and discharged at the pleasure of the county supervisor."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R666, H2249)

No. 606

An Act To Amend Sections 2 And 3 Of Act No. 25 Of The Acts Of 1955, Requiring Licenses Of Individuals Telling Fortunes In Anderson County, So As To Increase The Amount Of The Licenses And The Penalty For Violating The Provisions Of The Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 2 of Act 25 of 1955 amended—clerk of court to sell licenses to fortune tellers in Anderson County.—Section 2 of Act No. 25 of the Acts of 1955 is amended to read as follows :

"Section 2. The Clerk of Court of Anderson County is hereby authorized to sell a license to any person applying therefor who shall pretend to tell fortunes, assume to act as clairvoyant or to practice palmistry or phrenology or any so-called magic art in the county for the sum of ten thousand dollars. The clerk of court shall require any person applying for such license to file a written application therefor setting out his name, temporary and permanent address, and at least three reputable citizens of the county as references. The clerk of court shall make inquiry of the references and satisfy himself as to the integrity and character of the applicant before such license shall be issued."

SECTION 2. Sec. 3 of Act 25 of 1955 amended—penalties for failure to obtain licenses.—Section 3 of Act No. 25 of the Acts of 1955 is amended to read as follows :

"Section 3. Any person holding himself out, offering, or pretending to tell fortunes or to act as a clairvoyant or to practice palmistry or phrenology or any so-called magic art for compensation without first obtaining a license as provided for in this act shall be guilty of a misdemeanor and upon conviction shall be fined not more than ten thousand dollars or imprisoned for not more than two years."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R670, H1970)

No. 607

An Act Authorizing The Judge Of Probate For Darlington County To Appoint A Deputy Judge Of Probate.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Darlington County Judge of Probate may appoint deputy.—The Judge of Probate of Darlington County may appoint a deputy judge of probate who shall serve at the pleasure of the judge of probate. Such appointment shall be evidenced by a certificate thereof signed by the judge of probate and filed in his office.

SECTION 2. Oath and duties.—Before entering upon the duties of deputy judge of probate, such deputy shall take the oath prescribed by the constitution and when so qualified, the deputy may do and perform all of the duties appertaining to the office of his principal, and all acts, judgments, decrees, orders, licenses and any and every act or deed necessary to the orderly discharge of the duties and powers of the office of the Probate Judge of Darlington County, when done in the name of the judge of probate by his deputy judge of probate as such shall have the same force and effect in law as if performed by the judge of probate in person.

SECTION 3. Bond.—The deputy judge of probate, before entering upon the discharge of his duties, shall enter into a bond as required

of the judge of probate and in the same sum as that of the judge of probate, conditioned for the faithful discharge of his duties, the premiums on which bond shall be paid for by Darlington County.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R671, H2169)

No. 608

An Act To Declare The Area Known As Kershaw County Park In Kershaw County A Bird Sanctuary, And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Kershaw County Park to be bird sanctuary.—The area known as Kershaw County Park in Kershaw County is declared to be a bird sanctuary. It shall be unlawful for anyone to kill or maim any bird within the sanctuary.

SECTION 2. Penalties.—Anyone violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not more than twenty dollars or be imprisoned not more than five days.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 19th day of March, 1960.

(R673, S453)

No. 609

An Act To Abolish The Board Of Commissioners Of Public Works In The Town Of Bowman And To Vest The Powers And Duties Formerly Exercised By Such Board In The Town Council.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Bowman—board of commissioners of public works abolished—duties vested in town council.—The board of commissioners of public works in the Town of Bowman is abolished, and the powers and duties formerly exercised by such board are vested in the town council.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R674, S540)

No. 610

An Act To Provide For A Tax Collector And Investigator, And For A Clerk As Assistant To The Tax Collector And Investigator In Union County; To Provide For Their Appointment And Removal; To Prescribe Their Terms Of Office, Duties And Compensation; To Provide For The Enforcement Of The Collection Of Delinquent Taxes In The County And The Payment Of The Costs Of Such Collection, And For Other Allied And Related Purposes In The Matter Of The Collection Of Delinquent Taxes And Payment Of The Costs Thereof In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Union County to have Delinquent Tax Collector and Tax Investigator—term—vacancy—duties—bond.—Rochelle Boyle shall be appointed Delinquent Tax Collector and Tax Investigator for Union County for a term of four years beginning July 1, 1960. Thereafter, there shall be appointed by the Governor, upon the recommendation of the Grand Jury of Union County, a discreet person, to be known as the Delinquent Tax Collector and Tax Investigator of Union County, who shall serve for a term of four years. Any vacancy occurring in the office of delinquent tax collector and tax investigator shall be filled by appointment of the Governor, upon the recommendation of the Grand Jury of Union County.

The Tax Collector and Investigator of Union County shall be charged with the responsibility and duty to supervise and enforce the collection of delinquent taxes in the county and he shall be vested with the power and authority necessary to enforce the collection of delinquent taxes in the county. Before assuming the duties of his office, the Delinquent Tax Collector and Tax Investigator of Union County shall give bond in the sum of twenty-five thousand dollars with a surety company licensed to do business in this State, conditioned for the faithful performance of his duties, the premium to be paid from the general funds of Union County.

SECTION 2. Assistant to be appointed—term—duties—bond.—

The Delinquent Tax Collector shall name and appoint a Clerk as Assistant to the Delinquent Tax Collector and Tax Investigator of Union County, whose term of office shall be coterminous with the term of office of the Delinquent Tax Collector and Tax Investigator and whose duties shall be prescribed by the Delinquent Tax Collector and Tax Investigator. The Clerk, as Assistant to the Delinquent Tax Collector and Tax Investigator, shall have equal responsibility with the Delinquent Tax Collector and Tax Investigator and he shall give bond in the sum of twenty-five thousand dollars with a surety company licensed to do business in this State, conditioned for the faithful performance of his duties, the premium to be paid from the general funds of Union County.

SECTION 3. Schedule of fees to be collected from defaulting taxpayers—disposition of—expenses.—

The Tax Collector shall levy and collect from each defaulting taxpayer, in addition to the taxes due, the following fees, to wit: for treasurer's warrant, one dollar; for executing such warrant, one dollar; for mileage at the rate of five cents per mile for each mile actually and necessarily traveled in connection therewith, not exceeding two round trips; and in no event shall any mileage be charged unless actually traveled; for preparing notice of sale, twenty-five cents; and the actual and necessary cost of publishing same; for making a sale and executing a deed of conveyance, three dollars; for auctioneer fee where sale is consummated, two dollars; for all taxes and other sums levied and collected as aforesaid, five per cent thereof. The Tax Collector is prohibited from demanding, collecting or receiving any greater sums than are hereby allowed for the services mentioned and he shall not charge or receive any fees upon nulla bona returns. All taxes, fees, costs and charges whatso-

ever collected or received by the Tax Collector, as herein provided, shall be paid to the county treasurer on or before the fifth day of the month next succeeding that in which they were collected, accompanied by a written itemized report under oath showing from whom the funds were collected. Actual expenses incurred for advertisements of sales and other actual necessary expenses of the office, except as is herein otherwise provided, are to be paid by a warrant drawn on the Treasurer of Union County in the usual manner and according to the custom of expenses incurred by other officers of Union County. Such warrant shall be issued by the Supervisor of the county upon an itemized statement, under oath, in three counterparts, one of which shall be filed with the Treasurer at the time the warrant is presented to him, one of which shall be left with the county bookkeeper, and one of which shall be kept in the office of the Tax Collector.

SECTION 4. Treasurer to deliver executions to Tax Collector—duties of Sheriff concerning delinquent taxes devolved upon Tax Collector.—Immediately upon the expiration of the time allowed by law for the payment of taxes in any year, the Treasurer shall issue and deliver to the Tax Collector, in the name of the State, a warrant or execution in duplicate against each defaulting taxpayer in the manner and form prescribed by law, and the Tax Collector shall execute the same according to such statutes made and provided, and for that purpose shall have and is hereby given all the duties, powers and authority heretofore vested in the Sheriff of Union County for the purpose of collecting delinquent taxes and the sale and conveyance of property therefor, and the Sheriff of the county is hereby relieved of all such duties. Upon the Tax Collector, herein provided for, being appointed and qualified, the Sheriff shall forthwith turn over to such Tax Collector all executions, papers and records held by him relative to delinquent taxes.

SECTION 5. Assist Auditor in placing property on books.—It shall be the duty of the Tax Collector and his Clerk to cooperate with and assist the Auditor and Board of Assessors of the county in placing on the Auditor's books any and all persons liable for the payment of taxes and any and all property which they may discover.

SECTION 6. Tax Collector to make monthly report.—The Tax Collector shall make a monthly report and settlement with the treas-

urer, which report shall be in writing, under oath, and shall include a report upon all executions with respect to nonpayment, errors and duplications, recommendations of nulla bona proceedings and other pertinent information acquired in the discharge of his duties that may be of value to the county auditor and treasurer in the performance of their duties with respect to the return, assessment, levy and collection of taxes, and he shall assist the county auditor in listing upon the tax books all persons, firms or corporations who are escaping taxation, in whole or in part; and the report shall be in three counterparts, one of which shall be filed with the county auditor, one with the treasurer, and the other left in the office of the Tax Collector.

SECTION 7. Collection of taxes — nulla bona proceedings.—

Within twelve months after the receipt of an execution from the treasurer, the Tax Collector shall collect the taxes therein mentioned, together with all authorized fees, costs, penalties and charges, by execution or otherwise, unless it be ascertained that such taxes are not collectible, in which event he shall submit written recommendations for nulla bona proceedings with his reasons therefor, to a committee composed of the county auditor, the sheriff and the county treasurer, who shall serve as such committee without additional compensation and upon approval by this committee, the Tax Collector shall make a nulla bona return with the approved recommendation thereto attached.

SECTION 8. Salary of Tax Collector—employ clerk—office space and supplies.—The salary of the Tax Collector shall be four thousand eight hundred dollars per year, plus not to exceed the sum of one thousand three hundred fifty dollars for official expenses. For the efficient and expeditious handling and collection of tax executions placed in his hands, the Tax Collector may employ a clerk whose compensation shall be two thousand seven hundred twenty-five dollars per year. The Tax Collector may use the room in the Union County Courthouse, now used by the county auditor, jointly with the auditor or any other convenient room in the courthouse not now occupied by any other county officer, such room to be designated by the custodian of the county courthouse. The governing board of the county shall supply him with the necessary office equipment, supplies and stationery.

SECTION 9. Proceeds from sale of delinquent property.—The Tax Collector shall turn over to the treasurer, in a separate fund,

all amounts received by the Tax Collector for the sale of delinquent property and whenever any of such property is redeemed, within the period provided by law, the treasurer, upon receipt from the Tax Collector of the amount paid for such redemption including the required interest, shall issue his warrant to the party in whose name the property was purchased for the amount received from the Tax Collector, together with the required interest.

SECTION 10. Penalties.—Any violations of the provisions of this act by any person subject to the provisions thereof, shall be deemed a malfeasance in office and sufficient ground for removal by the Governor; and upon conviction of any person subject to the provisions thereof, of any violation of any provision of this act, the offender shall be subject to a fine of not exceeding one thousand dollars or not exceeding one year's imprisonment, or both, in the discretion of the court.

SECTION 11. Saving clause.—If any part or portion of this act be unconstitutional, such shall not affect the validity of any other portion or part of the act.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R676, S550)

No. 611

An Act To Provide That Upon The Expiration Of The Terms Of The Present Magistrates Of Saluda County Their Successors Shall Serve For Terms Of Four Years.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Terms of magistrates in Saluda County.—Upon the expiration of the terms of the present magistrates of Saluda County their successors shall serve for terms of four years.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R677, S551)

No. 612

An Act To Exempt All Property Of Travis Lodge No. 241, A.F.M. In The Town Of Saluda From Municipal And County Taxes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property of Travis Lodge No. 241, A. F. M. in Town of Saluda exempt from taxes.—All property owned by Travis Lodge No. 241, A. F. M. in the Town of Saluda is hereby exempted from municipal and county taxes.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R678, H1011)

No. 613

An Act To Provide For The Codification Of Municipal Ordinances And To Provide For The Repeal Of Uncodified Ordinances.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Municipalities to codify and index ordinances.—Each municipality shall codify and index its ordinances and bring up to date such ordinances annually. The codification and indexing of municipal ordinances may be done in typewritten, loose-leaf form, or by printing, or by such other method as the governing body shall deem advisable. Any ordinance not codified and indexed by January 1, 1961 is repealed.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R679, H1569)

No. 614

An Act To Amend Section 37-188, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Unearned Insurance Premium Reserves, So As To Further Provide For The Maintenance Of Such Reserves And To Set Forth The Methods To Be Used In The Measurement Of Reserves Of Certain Insurance Companies And To Establish A Standard Nonforfeiture Law To Govern Such Companies.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (c), paragraph (1), of Section 37-188, 1952 Code, amended—Commissioner to value reserve liabilities of insurance companies annually.—Subsection (c), paragraph (1), of Section 37-188, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“(c)(1) The Commissioner shall annually value, or cause to be valued, the reserve liabilities (hereinafter called reserves) for all outstanding life insurance policies and annuity and pure endowment contracts of every life insurance company doing business in this State, except that in the case of an alien company such valuation shall be limited to the United States business, and may certify the amount of any such reserves, specifying the mortality table or tables, rate or rates of interest and methods (net level premium method or other) used in the calculation of such reserves. In calculating such reserves, he may use group methods and approximate averages for fractions of a year or otherwise. In lieu of the valuation of the reserves herein required of any foreign or alien company, he may accept any valuation made, or caused to be made, by the insurance supervisory official of any state or other jurisdiction when such valuation complies with the minimum standard herein provided and if the official of such state or jurisdiction accepts as suffi-

cient and valid for all legal purposes the certificate of valuation of the commissioner when such certificate states the valuation to have been made in a specified manner according to which the aggregate reserves would be at least as large as if they had been computed in the manner prescribed by the law of that state or jurisdiction."

SECTION 2. Subsection (c), paragraph (2) of Section 37-188, 1952 Code, amended—minimum standards for valuation of policies.—Subsection (c), paragraph (2), of Section 37-188, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"(c)(2) The minimum standard for the valuation of all such policies and contracts issued prior to the effective date of this act shall be that provided by the laws in effect immediately prior to such date. The minimum standard for the valuation of all such policies and contracts issued on or after the effective date of this act shall be the Commissioners reserve valuation method defined in paragraph 3 of this subsection, three and one-half per cent interest, and the following tables:

(A) For all ordinary policies of life insurance issued on the standard basis, excluding any disability and accidental death benefits in such policies,—the Commissioners 1941 Standard Ordinary Mortality Table for such policies issued prior to the operative date of Section 5 of this act, and the Commissioners 1958 Standard Ordinary Mortality Table for such policies issued on or after such operative date; *provided*, that for any category of such policies issued on female risks all modified net premiums and present values referred to in this subsection may be calculated according to an age not more than three years younger than the actual age of the insured.

(B) For all Industrial life insurance policies issued on the standard basis, excluding any disability and accidental death benefits in such policies,—the 1941 Standard Industrial Mortality Table.

(C) For Annuity and Pure Endowment contracts, excluding any disability and accidental death benefits in such policies,—the 1937 Standard Annuity Mortality Table.

(D) For Total and Permanent Disability benefits in or supplementary to Ordinary policies or contracts—Class (3) Disability Table (1926) which, for active lives, shall be combined with a mortality table permitted for calculating the reserves for life insurance policies.

(E) For Accidental Death benefits in or supplementary to policies—the Inter-Company Double Indemnity Mortality Table combined with a mortality table permitted for calculating the reserves for life insurance policies.

(F) For any extra benefits provided in life or endowment contracts or policies under which there is payable a series of coupons or guaranteed dividends or a series of constant or variable pure endowments maturing either during the term of the contract and the continuation of the life of the insured, or maturing as a series after the death of the insured—such table or basis of reserves as may be approved by the Commissioner.

(G) For Group Life Insurance, life insurance issued on the sub-standard basis and other special benefits—such tables as may be approved by the Commissioner.”

SECTION 3. Subsection (c), paragraph (4), of Section 37-188, 1952 Code, amended—minimum aggregate reserves for life insurance policies.—Subsection (c), paragraph (4), of Section 37-188, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“(c)(4) In no event shall a company’s aggregate reserves for all life insurance policies, excluding disability and accidental death benefits, issued on or after the effective date of this act, be less than the aggregate reserves calculated in accordance with the method set forth in paragraph (3) of this subsection and the mortality table or tables and rate or rates of interest used in calculating nonforfeiture benefits for such policies.”

SECTION 4. Subsection (c), paragraph (5), of Section 37-188, 1952 Code, amended—optional methods for calculating reserves.—Subsection (c), paragraph (5), of Section 37-188, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“(c)(5) Reserves for all policies and contracts issued prior to the effective date of this act may be calculated, at the option of the company, according to any standards which produce greater aggregate reserves for all such policies and contracts than the minimum reserves required by the laws in effect immediately prior to such date.

Reserves for any category of policies, contracts or benefits as established by the Commissioner, issued on or after the effective

date of this act, may be calculated, at the option of the company, according to any standards which produce greater aggregate reserves for such category than those calculated according to the minimum standard herein provided, but the rate or rates of interest used shall not be higher than the corresponding rate or rates of interest used in calculating any nonforfeiture benefits provided for therein. *Provided*, however, that reserves for participating life insurance policies issued on or after the effective date of this act may, with the consent of the Commissioner, be calculated according to a rate of interest lower than the rate of interest used in calculating the nonforfeiture benefits in such policies, with the further provision that if such lower rate differs from the rate used in the calculation of the nonforfeiture benefits by more than one-half per cent the company issuing such policies shall file with the Commissioner a plan providing for such equitable increases, if any, in the cash surrender values and nonforfeiture benefits in such policies as the Commissioner shall approve.

Any such company which at any time shall have adopted any standard of valuation producing greater aggregate reserves than those calculated according to the minimum standard herein provided may, with the approval of the Commissioner, adopt any lower standard of valuation, but not lower than the minimum herein provided."

SECTION 5. Standard Nonforfeiture Law established.—Sections 6 through 12 of this act shall be known as the Standard Nonforfeiture Law. After the effective date of this act, any company may file with the Commissioner a written notice of its election to comply with the provisions of Sections 6 through 12 of this act after a specified date before January 1, 1966. After the filing of such notice, then upon such specified date (which shall be the operative date for such company), Sections 6 through 12 of this act shall become operative with respect to the policies thereafter issued by such company. If a company makes no such election the operative date of Sections 6 through 12 of this act for such company shall be January 1, 1966.

SECTION 6. Certain provisions to be included in policies issued after effective date of Section 5.—In the case of policies issued on or after the operative date of Section 5 of this act, no policy of life insurance, except as stated in Section 12, shall be issued or delivered in this State unless it shall contain in substance the following provisions, or corresponding provisions which in the opinion of the Com-

missioner are at least as favorable to the defaulting or surrendering policyholder:

(a) That, in the event of default in any premium payment, the company will grant, upon proper request not later than sixty days after the due date of the premium in default, a paid-up nonforfeiture benefit on a plan stipulated in the policy, effective as of such due date, of such value as may be hereinafter specified.

(b) That, upon surrender of the policy within sixty days after the due date of any premium payment in default after premiums have been paid for at least three full years in the case of ordinary insurance or five full years in the case of industrial insurance, the company will pay, in lieu of any paid-up nonforfeiture benefit, a cash surrender value of such amount as may be hereinafter specified.

(c) That a specified paid-up nonforfeiture benefit shall become effective as specified in the policy unless the person entitled to make such election elects another available option not later than sixty days after the due date of the premium in default.

(d) That, if the policy shall have become paid-up by completion of all premium payments or if it is continued under any paid-up nonforfeiture benefit which became effective on or after the third policy anniversary in the case of Ordinary insurance or the fifth policy anniversary in the case of Industrial insurance, the company will pay, upon surrender of the policy within thirty days after any policy anniversary, a cash surrender value of such amount as may be hereinafter specified.

(e) A statement of the mortality table and interest rate used in calculating the cash surrender values and the paid-up nonforfeiture benefits available under the policy, together with a table showing the cash surrender value, if any, and paid-up nonforfeiture benefit, if any, available under the policy on each policy anniversary either during the first twenty policy years or during the term of the policy, whichever is shorter, such values and benefits to be calculated upon the assumption that there are no dividends or paid-up additions credited to the policy and that there is no indebtedness to the company on the policy.

(f) A statement of the method to be used in calculating the cash surrender value and the paid-up nonforfeiture benefit available under the policy on any policy anniversary with an explanation of the manner in which the cash surrender values and the paid-up nonforfeiture benefits are altered by the existence of any paid-up additions credited to the policy or any indebtedness to the company on the policy.

Any of the foregoing provisions or portions thereof not applicable by reason of the plan of insurance may, to the extent inapplicable, be omitted from the policy.

The company shall reserve the right to defer the payment of any cash surrender value for a period of six months after demand therefor with surrender of the policy.

SECTION 7. Cash surrender values—minimum amounts.—Any cash surrender value available under the policy in the event of default in a premium payment due on any policy anniversary, whether or not required by Section 6, shall be an amount not less than the excess, if any, of the present value, on such anniversary, of the future guaranteed benefits which would have been provided for by the policy, including any existing paid-up additions, if there had been no default, over the sum of (a) the then present value of the adjusted premiums as defined in Sections 9 and 10, corresponding to premiums which would have fallen due on and after such anniversary, and (b) the amount of indebtedness to the company on the policy. Any cash surrender value available within thirty days after any policy anniversary under any policy paid up by completion of all premium payments or any policy continued under any paid-up nonforfeiture benefit, whether or not required by Section 6, shall be an amount not less than the present value, on such anniversary, of the future guaranteed benefits provided for by the policy, including any existing paid-up additions, decreased by any indebtedness to the company on the policy.

SECTION 8. Paid-up nonforfeiture benefits—minimum amounts.—Any paid-up nonforfeiture benefit available under the policy in the event of default in a premium payment due on any policy anniversary shall be such that its present value as of such anniversary shall be at least equal to the cash surrender value then provided for by the policy or, if none is provided for, that cash surrender value which would have been required by Sections 6 through 12 of this act in the absence of the condition that premiums shall have been paid for at least a specified period.

SECTION 9. Calculations of adjusted premiums.—The adjusted premiums for any policy shall be calculated on an annual basis and shall be such uniform percentage of the respective premiums specified in the policy for each policy year that the present value, at the date of issue of the policy, of all such adjusted premiums shall be equal to the

sum of (i) the then present value of the future guaranteed benefits provided for by the policy; (ii) two per cent of the amount of insurance, if the insurance be uniform in amount, or of the equivalent uniform amount, as hereinafter defined, if the amount of insurance varies with duration of the policy; (iii) forty per cent of the adjusted premium for the first policy year; (iv) twenty-five per cent of either the adjusted premium for the first policy year or the adjusted premium for a whole life policy of the same uniform or equivalent uniform amount with uniform premiums for the whole of life issued at the same age for the same amount of insurance, whichever is less. *Provided*, however, that in applying the percentages specified in (iii) and (iv) above, no adjusted premium shall be deemed to exceed four per cent of the amount of insurance or level amount equivalent thereto. The date of issue of a policy for the purpose of this section shall be the date as of which the rated age of the insured is determined.

In the case of a policy providing an amount of insurance varying with duration of the policy, the equivalent uniform amount thereof for the purpose of this section shall be deemed to be the uniform amount of insurance provided by an otherwise similar policy, containing the same endowment benefit or benefits, if any, issued at the same age and for the same term, the amount of which does not vary with duration and the benefits under which have the same present value at the date of issue as the benefits under the policy.

All adjusted premiums and present values referred to in Sections 6 through 12 of this act shall for all policies of industrial insurance be made on the basis of the 1941 Standard Industrial Mortality Table. All calculations shall be made on the basis of the rate of interest, not exceeding three and one-half per cent per annum, specified in the policy for calculating cash surrender values and paid-up nonforfeiture benefits. *Provided*, however, that in calculating the present value of any paid-up term insurance with accompanying pure endowment, if any, offered as a nonforfeiture benefit, the rates of mortality assumed may be not more than one hundred and thirty per cent of the rates of mortality according to such applicable table. *Provided*, further, that for insurance issued on a substandard basis, the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the Commissioner.

SECTION 10. Basis for calculations of adjusted premiums and present values on Ordinary policies.—In the case of Ordinary poli-

cies, all adjusted premiums and present values referred to in Sections 6 through 12 of this act shall be calculated on the basis of the Commissioners 1958 Standard Ordinary Mortality Table and the rate of interest, not exceeding three and one-half per cent per annum, specified in the policy for calculating cash surrender values and paid-up nonforfeiture benefits, provided that for any category of Ordinary insurance issued on female risks, adjusted premiums and present values may be calculated according to an age not more than three years younger than the actual age of the insured. *Provided*, however, that in calculating the present value of any paid-up term insurance with accompanying pure endowment, if any, offered as a nonforfeiture benefit, the rates of mortality assumed may be not more than those shown in the Commissioners 1958 Extended Term Insurance Table. *Provided*, further, that for insurance issued on a substandard basis, the calculation of any such adjusted premiums and present values may be based on such other table of mortality as may be specified by the company and approved by the commissioner.

SECTION 11. Calculations of cash surrender values and paid-up nonforfeiture benefits when default is not on anniversary date of policy.—Any cash surrender value and any paid-up nonforfeiture benefit, available under the policy in the event of default in a premium payment due at any time other than on the policy anniversary, shall be calculated with allowance for the lapse of time and the payment of fractional premiums beyond the last preceding policy anniversary. All values referred to in Sections 7, 8, 9 and 10 may be calculated upon the assumption that any death benefit is payable at the end of the policy year of death. The net value of any paid-up additions, other than paid-up term additions, shall not be less than the dividends used to provide such additions. Notwithstanding the provisions of Section 7, additional benefits payable (a) in the event of death or dismemberment by accident or accidental means, (b) in the event of total and permanent disability, (c) as reversionary annuity or deferred reversionary annuity benefits, (d) as decreasing term insurance benefits provided by a rider or supplemental policy provision to which, if issued as a separate policy, Sections 6 through 12 of this act would not apply, and (e) as other policy benefits additional to life insurance and endowment benefits, and premiums for all such additional benefits, shall be disregarded in ascertaining cash surrender values and nonforfeiture benefits required by Sections 6 through 12 of this act, and no such additional benefits shall be required to be included in any paid-up nonforfeiture benefits.

SECTION 12. Sections 6 through 12 not to apply to certain policies.—Sections 6 through 12 of this act shall not apply to any reinsurance, group insurance, pure endowment, annuity or reversionary annuity contract, nor to any term policy of uniform amount, or renewal thereof, of fifteen years or less expiring before age sixty-six, for which uniform premiums are payable during the entire term of the policy, nor to any term policy of decreasing amount on which each adjusted premium, calculated as specified in Sections 9 and 10, is less than the adjusted premium so calculated, on such fifteen year term policy issued at the same age and for the same initial amount of insurance, nor to any policy which shall be delivered outside this State through an agent or other representative of the company issuing the policy.

SECTION 13. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R680, H1944)

No. 615

An Act Transferring All Duties And Responsibilities Required Of The Insurance Commissioner And Any Assistants Or Employees Of His Office In Arson Investigations As Provided By Sections 37-81 To 37-84, Code Of Laws Of South Carolina, 1952, And Any Other Pertinent Statutes, To The South Carolina Law Enforcement Division.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Arson investigations — responsibilities of, transferred from Insurance Commissioner to SLED.—All duties and responsibilities now performed by the Insurance Commissioner or any assistants or employees of the Insurance Department in arson investigations as required by Sections 37-81 to 37-84, Code of Laws of South Carolina, 1952, or any other pertinent statutes, are hereby transferred to the South Carolina Law Enforcement Division. The Chief of the Law Enforcement Division shall assume full responsibility

for the proper performance of the duties transferred to his Division by this act, and may employ such additional assistants at such salaries as may be authorized by the General Assembly.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R681, H1945)

No. 616

An Act To Transfer The Duties Required Of The Insurance Commissioner In Administering The South Carolina Securities Act And Acting As Securities Commissioner Pursuant To Sections 62-1 To 62-7, Code Of Laws Of South Carolina, 1952, As Amended, To The Secretary Of State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Administration of Securities Act transferred from Insurance Commissioner to Secretary of State.—All duties and responsibilities required of the Insurance Commissioner in administering the South Carolina Securities Act and acting as securities commissioner, as required by Sections 62-1 to 62-7, Code of Laws of South Carolina, 1952, as amended, and any other pertinent statutes, are hereby transferred to the Secretary of State. The Secretary of State shall assume full responsibility for the discharge of the duties transferred to his office by this act, and may employ such additional assistants at such salaries as may be authorized by the General Assembly.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect thirty days after approval by the Governor.

Approved the 24th day of March, 1960.

(R682, H2123)

No. 617

An Act To Amend Section 20-45, Code Of Laws Of South Carolina, 1952, Relating To Service On Nonresidents In Marriage Annulment Actions, So As To Extend Such Service To Marriages Performed Outside Of This State Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 20-45, 1952 Code, amended—service on nonresidents in marriage annulment actions.—Section 20-45, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 20-45. When any marriage has been contracted or solemnized in this State and any action is brought under Sections 20-6, 20-41 and 20-43 seeking to annul such marriage, the plaintiff may serve his complaint on the probate judge or other officer before whom the application for marriage license was made when the defendant is a nonresident of this State or has left the State and it is made to appear by the affidavit of one of the parties to the action that such defendant is a nonresident or cannot be found in this State. The probate judge or such other officer shall forward to the last address of the nonresident or absent defendant, as it appears from the application filed before him or from the affidavit of one of the parties, and such service shall be legal and complete from the time the complaint is so served upon the probate judge or other officer mentioned. If there is no last known address, either from an examination of the application for the marriage license or from any other source, the defendant shall be served by publication as provided in Sections 10-451 and 10-454. When such service is sought upon the probate judge or other officer before whom the application for a marriage license was made, a fee of one dollar shall be paid to the probate judge for service and the probate judge shall provide a book in which to keep a record of such service, the acceptance of which will be made upon the back of the original summons. The original summons shall be filed in the office of the clerk of court of the county in which the action is pending, the probate judge keeping one of the copies of the summons and complaint in his office and forwarding the other to the nonresident or absent party.

Service by publication as provided in Sections 10-451 and 10-454 shall also be available to a plaintiff in any such action for annulment whose marriage was contracted or solemnized outside of this State

when such plaintiff was a resident of this State at the time of the marriage or has been a resident of this State for at least one year prior to the commencement of the action.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R683, H2132)

No. 618

An Act To Amend Section 15-1104, Code Of Laws Of South Carolina, 1952, Relating To The Jurisdiction Of Certain Courts, So As To Provide That In Charleston County The Probate Court Shall Not Exercise Jurisdiction In Respect To Certain Children Except Under Certain Conditions; And To Add Section 15-1172.1 To The Code, So As To Further Define The Jurisdiction, Duties And Powers Of The Domestic Relations Court Of Charleston County And The Children's Court Division Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-1104, 1952 Code, amended — jurisdiction of certain courts—Charleston County Probate Court not to have jurisdiction concerning certain children.—Section 15-1104, Code of Laws of South Carolina, 1952, is amended to read as follows: “Section 15-1104. Nothing in this chapter shall be deemed to limit, abridge or impair the jurisdiction of the circuit court, probate court or of any court of competent record; but the Probate Court of Charleston County shall not have or exercise jurisdiction in respect to delinquent, neglected, destitute or physically handicapped children except as provided in Section 15-1124.”

SECTION 2. 1952 Code amended — Section 15-1172.1 added—Domestic Relations Court of Charleston County to have jurisdiction concerning certain children.—The Code of Laws of South Carolina, 1952, is amended by adding the following new section to read as follows:

"Section 15-1172.1. The Domestic Relations Court of Charleston County and the Children's Court Division thereof shall have and exercise all jurisdiction, duties, powers and authority now vested by law and statute in the Probate Judge and Probate Court of Charleston County in respect to delinquent, neglected, destitute or physically handicapped children."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R684, H2146)

No. 619

An Act To Exempt From County Taxation Property Of Winnsboro Chapter Of The Moose No. 1914 And Masonic Lodge No. 11 In Fairfield County.

Whereas, Winnsboro Chapter of the Moose No. 1914 and Masonic Lodge No. 11 in Fairfield County are eleemosynary institutions engaged in many charitable projects; and

Whereas, the Constitution of this State permits tax exemptions for eleemosynary institutions. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain property in Fairfield County exempt from taxation.—The property of Winnsboro Chapter of the Moose No. 1914 and Masonic Lodge No. 11 in Fairfield County are exempt from county taxation.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R686, H2262)

No. 620**An Act To Authorize The County Board Of Commissioners Of Saluda County To Work Prisoners Awaiting Trial Under Certain Conditions.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Persons awaiting trial in Saluda County may serve on chain gang.—Whenever any person is duly committed to the Saluda County jail in default of bond, is awaiting trial, intends to plead guilty at the term of court next ensuing and desires to enter service upon the public roads of the county, such person may indicate such desire by filing with the clerk of the court a written statement to that effect, and thereupon the County Board of Commissioners of Saluda County may cause such person to be taken from the jail and worked upon the chain gang.

SECTION 2. Return to jail—certify length of time served.—The County Board of Commissioners of Saluda County shall have any such person returned to the county jail at least one day before the convening of the term of court at which he expects to enter a plea of guilty or is to be tried and shall at the same time certify to the clerk of court of general sessions the length of time served by any such person.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R687, H2274)

No. 621**An Act To Provide That Upon The Expiration Of The Terms Of The Present Magistrates Of Laurens County Their Successors Shall Serve For Terms Of Four Years.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of Laurens County magistrates.—Upon the expiration of the terms of the present magistrates of Laurens County their successors shall serve for terms of four years.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R688, H2280)

No. 622

An Act To Provide That When There Is A Vacancy In The Office Of Senator From Laurens County A Majority Of The Members Of The House Of Representatives From Laurens County Shall Constitute A Majority Of The Legislative Delegation For Certain Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County—when office of Senator vacant, majority of members of House of Representatives to constitute majority of legislative delegation.—When there is a vacancy in the office of Senator from Laurens County a majority of the members of the House of Representatives from Laurens County shall constitute a majority of the legislative delegation and shall have the authority to approve the expenditure of funds, make appointments and to do any and all acts now requiring the approval of a majority of the delegation, including the Senator.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R689, H2285)

No. 623

An Act To Amend Section 23-193, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Voting Precincts In Richland County So As To Delete Arden, Colonial Heights And Eau Claire.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-193, 1952 Code, amended—Richland County voting precincts—Arden, Colonial Heights and Eau Claire deleted.—Section 23-193, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 23-193. In Richland County there shall be the following voting precincts: Arcadia; Ballentine; Bear Creek; Bellview; Blythewood; Brown’s Chapel; College Place; Denny Terrace; Dentsville; Eastover; Edgewood; Folk; Gadsden; Garner; Hampton; Holly Grove; Hopkins; Horrell Hill No. 1; Horrell Hill No. 2; Killian; Koon’s Store; Lake View; Lykesland No. 1; Lykesland No. 2; Midway; Olympia; Pontiac No. 1; Pontiac No. 2; Ridgewood; Satchelford; Sligh; St. Andrews; Spring Hill; Summerville; Wayside; Columbia Ward No. 1; Columbia Ward No. 2; Columbia Ward No. 3; Columbia Ward No. 4; Columbia Ward No. 5; Columbia Ward No. 6; Columbia Ward No. 7; Columbia Ward No. 8; Columbia Ward No. 9; Columbia Ward No. 10; Columbia Ward No. 11; Columbia Ward No. 12; Columbia Ward No. 13; Columbia Ward No. 14; Columbia Ward No. 15; Columbia Ward No. 16; Columbia Ward No. 17; Columbia Ward No. 18; Columbia Ward No. 19; Columbia Ward No. 20; and Columbia Ward No. 21.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R690, H2309)

No. 624

An Act To Increase The Civil Jurisdiction Of Magistrates In Orangeburg County To Two Hundred Dollars.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Civil jurisdiction of Orangeburg County magistrates increased.—The civil jurisdiction of all magistrates in Orangeburg County shall extend to cases where the amount in controversy does not exceed two hundred dollars, *provided*, such jurisdiction

shall not extend to cases where the title to real estate is in question or to cases in chancery.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R695, H1785)

No. 625

An Act To Exempt The Darlington County Chapter Of Red Fez From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Property of Darlington County Chapter of Red Fez exempt from taxes.—The property of the Darlington County Chapter of Red Fez is exempt from all county taxes.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R698, H2080)

No. 626

An Act To Make The Provisions Of Chapter 5 Of Title 18, Code Of Laws Of South Carolina, 1952, Relating To Drainage Districts, Applicable To Watershed Conservation, To Provide That The Boards Of Supervisors Of Drainage Districts May Make Provision For Storage, Conservation, Utilization And Disposal Of Water Within The Districts And To Provide That Drainage Districts Shall Cooperate And Coordinate Their Activities With Local Soil Conservation Districts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Drainage districts may be used for insuring watershed conservation.—Drainage districts created by authority of Chapter 5 of Title 18, Code of Laws of South Carolina, 1952, may be used as the agencies within this State for insuring watershed conservation within the districts. In addition to the general powers of the board of supervisors of the drainage district, as set out in Section 18-524, Code of Laws of South Carolina, 1952, boards of supervisors of drainage districts shall, under the same provisions of law, authorize the development and execution of plans and programs relating to any phase of conservation of water, water usage, flood prevention, flood control, erosion prevention and control of erosion, floodwater and sediment damages, and also make provision for constructing such works and improvements as they believe necessary to insure the conservation and storage of water within the districts.

SECTION 2. Enter into agreements with other agencies.—Drainage districts providing for the storage, conservation, utilization and disposal of water by authority of this act may cooperate and enter into agreements with, and receive financial and other assistance from State agencies and political subdivisions of the State, including soil conservation districts as authorized by Chapter 2, Title 63, Code of Laws of South Carolina, 1952, and other organizations created under State laws, and the government of the United States and agencies thereof to carry out the purposes of this act, and may enter into agreements with and accept contributions from private landowners for the purposes of this act. Any action taken by the drainage districts regarding the storage, conservation, utilization and disposal of water within the districts shall be subject to the approval of the local soil conservation district.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R699, H2243)

No. 627**An Act To Authorize Any Water And Sewer District In Greenville County To Take In Any Area Contiguous To The District And To Provide Under What Conditions The Area May Be Taken In.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenville County—certain areas may be added to water and sewer districts.—Any water and sewer district in Greenville County is hereby authorized to take in any area contiguous to the district. Before any area shall be taken in any water and sewer district, a majority of the freeholders in the prospective area must petition in writing to the respective water and sewer district requesting that they be taken in the district. Each petition must have attached to it a survey or plat showing the area to be taken into the district. No area shall be taken into a district unless a majority of the commissioners of the district approve the petition. A hearing by the commission on the acceptance or rejection of the petition shall be held but notice of the hearing shall be given at least one week prior to the time the commission acts on the petition by publishing same in a newspaper in the county stating the time, place and purpose of the meeting and clearly defining the area proposed to be included in the water and sewer district.

SECTION 2. New residents entitled to benefits of district.—Once the new area is included in a particular district, the residents of the area shall be entitled to all of the benefits and services rendered to the residents of the district and shall be taxed as other property lying within the district.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R700, H2293)

No. 628

An Act To Amend Section 47-1545, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Election Of Aldermen In The City Of Charleston, So As To Provide For The Immediate Election Of Aldermen In Any Additional Ward Which May Be Added To The City Of Charleston.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-1545, 1952 Code, added — City of Charleston—election of aldermen for additional wards.—Section 47-1545, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following: “Whenever the City City Council shall, pursuant to Section 47-1543, provide for additional wards for the City of Charleston, an election for aldermen for such wards to hold office for a term to end on the date that the term of the incumbent mayor shall end, shall be held on a date to be fixed by the City Council. Such initial election shall be limited to the qualified electors of the new ward, and at all subsequent elections, aldermen shall be elected in the manner otherwise provided by this section.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R701, H2327)

No. 629

An Act To Amend Section 43-802, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Jurisdiction Of Magistrates In Greenville County, So As To Delete The Provisions Relating To The Magistrate At Simpsonville.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-802, 1952 Code, amended—Greenville County—jurisdiction of magistrates—provisions relating to mag-

istrate at Simpsonville deleted.—Section 43-802, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 43-802. The two Magistrates located in the City of Greenville, the Magistrate for Greenville Township, the Magistrates in the Towns of Fountain Inn, Greer and Piedmont, and the Magistrates in Austin, Bates, Oaklawn and Chick Springs Townships, shall have criminal and civil jurisdiction through the whole of Greenville County. The Special Magistrate for the City of Greenville shall have criminal jurisdiction only which shall extend throughout the whole of Greenville County. The magistrates other than those above enumerated shall have jurisdiction only in such civil and criminal cases as arise or occur in their respective townships. The jurisdiction of these magistrates shall be concurrent with that of the magistrates whose territorial jurisdiction is countywide. Other than the Special Magistrate for the City of Greenville, when a magistrate has once acquired jurisdiction, his jurisdiction shall be exclusive, except that he may be disqualified for cause, in which event the matter may be removed to the next nearest magistrate as permitted by law.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R702, H2336)

No. 630

An Act To Change The Name Of The Vardell Precinct In Horry County To The Mt. Olive Precinct.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Vardell Precinct in Horry County changed to Mt. Olive.—The name of the Vardell Precinct in Horry County is changed to Mt. Olive Precinct.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R706, H2193)

No. 631

An Act To Amend Section 23-173, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Voting Precincts In Fairfield County So As To Consolidate The Feasterville And Shelton Precincts And To Provide That The Consolidated Precincts Shall Be Known As The Feasterville Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-173, 1952 Code, amended—Fairfield County voting precincts—Feasterville and Shelton consolidated.—Section 23-173, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 23-173. In Fairfield County there shall be the following voting precincts: Centerville; Feasterville; Mitford; Horeb; Monticello; Ridgeway; Winnsboro; Woodward; Longtown; Greenbrier; Lebanon; Jenkinsville; Winnsboro Mills; South Winnsboro; New Hope; Blairs; Gladden Grove; Hickory Ridge; White Oak; Simpson and Blackstock.”

SECTION 2. Vote at Feasterville precinct.—The electors formerly voting at the Shelton precinct shall, in the future, vote at the Feasterville precinct.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R708, H2248)

No. 632

An Act To Create The Fairfield County Commission For Higher Education And To Make Provision For Its Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield Commission for Higher Education created—members—terms—officers—Advisory Committee.—There is hereby created the Fairfield County Commission for Higher Education. This body, hereinafter called the Commission, shall be composed of seven members who shall be appointed by the Governor on the recommendation of the Fairfield County Legislative Delegation, including the Senator. The commissioners shall be appointed for terms of four years each and shall serve until their successors shall have been appointed and qualify; *provided*, that three of the seven commissioners initially appointed shall be appointed for a term of two years, with their successors to be appointed thereafter for full four-year terms.

The Superintendent of Education for Fairfield County shall, by virtue of his office, be an ex officio member of the Commission.

At their first meeting the commissioners shall elect a chairman, vice-chairman, secretary, and treasurer from among their members and proceed to organize and adopt such rules and procedures as may seem desirable to carry out their duties.

To facilitate its work the Commission is hereby authorized to appoint from Fairfield County, and from such adjacent areas as deemed appropriate, an Educational Advisory Committee consisting of not less than ten nor more than fifteen members which shall meet and consult with the Commission from time to time, as may be required. All members of the Commission and of the Educational Advisory Committee shall serve without compensation or fees.

SECTION 2. Meetings.—The Commission may meet at such times and in such places as to the majority of the members seems most desirable. Meetings shall be called by the chairman of the Commission; *provided*, that in the event the chairman is unable or unwilling to call a meeting, the Commission can be called into session on the written request and signatures of three members.

SECTION 3. Purpose.—The Commission shall have as its purpose the encouragement of higher education in Fairfield County and adja-

cent areas and, more specifically, the establishment in Fairfield County of facilities to offer standard freshman and sophomore college courses, and such other courses as deemed desirable. The Commission shall establish standards for the admission of persons to such courses.

SECTION 4. Powers and duties.—To carry out this purpose and objective the Commission, with the approval of a majority of its members, shall be empowered to enter into contracts, make binding agreements, negotiate with educators and educational institutions and, generally, to take such actions in its name as are necessary to secure for Fairfield County and adjacent areas the educational facilities above described; *provided*, that the County of Fairfield shall not be bound nor held liable for any acts of omission or commission of the Commission, nor by any provision of any contract or agreement, expressed or implied, except upon the written approval and consent of the Fairfield County Legislative Delegation, including the Senator.

The Commission may solicit funds and accept donations from various sources which it may expend in carrying out its objective.

SECTION 5. Records and report.—The Commission shall keep accurate and detailed records of its meetings and actions and shall, as soon after June thirtieth of each year as is feasible, submit a written report to the Fairfield County Legislative Delegation which shall include an accounting of all funds the Commission may have received and disbursed in the twelve months preceding that date.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R709, H2272)

No. 633

An Act To Provide For The Length Of Terms Of Magistrates In Calhoun County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of Calhoun County magistrates.—Magistrates appointed in Calhoun County after March 9, 1961, shall be ap-

pointed for a term of four years and until their successors are appointed and qualify.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R710, H2273)

No. 634

An Act To Amend Section 23-161, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Voting Precincts In Berkeley County So As To Add A Voting Precinct At Goose Creek.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-161, 1952 Code, amended—Berkeley County voting precincts—Goose Creek added.—Section 23-161, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 23-161. In Berkeley County there shall be the following voting precincts: Alvin; Bannisterdown; Huger; Berkeley; Bethera; Bonneau; Cain Hoy; Carnes Cross Roads; Cordesville; Cross; Goose Creek; Highland Park and Remount Road; Hilton's Cross Roads; Honey Hill; Jamestown; Lebanon; Macedonia; Mepkin; McBeth; Moncks Corner; Pinopolis; Russellville; Shulerville; St. Stephens; Wassamassaw; and Wide Awake.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R711, H2275)

No. 635

An Act To Amend Section 43-621, Code Of Laws Of South Carolina, 1952, Relating To The Magistrates And Constables In Berkeley County, So As To Add A Magistrate For The Goose Creek Area, And To Provide That The Constables Shall Be Provided For In The Annual Appropriation Act Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 43-621, 1952 Code, amended—number of magistrates and constables for Berkeley County.—Section 43-621, Code of Laws of South Carolina, 1952, is amended to read as follows: "Section 43-621. In Berkeley County there shall be fifteen magistrates distributed in the various districts as now provided by law. One magistrate shall be in the Alvin section, one in the Goose Creek section, one in the Highland Park and Remount Road section, one in the Huger section, one in the Jamestown section, and one in the Macedonia section. Magistrates shall have such constables as may be authorized annually in the county appropriation act."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R712, H2279)

No. 636

An Act To Amend Act No. 347 Of The Acts Of 1953, Relating To The Creation Of The Greenville County Rehabilitation Board, So As To Declare That Rehabilitation Camps Established Under The Provisions Of Such Act Are Nonpenal.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 347 of 1953, amended—Greenville County Rehabilitation Camps to be nonpenal.—Section 3 of Act No. 347 of the Acts of 1953 is amended to read as follows: "Section 3. The County Supervisor shall reserve a sufficient number of camps separate and apart from the other camps in the county

where other prisoners are housed as may be required of him by the board to be used for rehabilitation purposes, *provided*, that at least two camps shall be set aside for this program, and may be increased or diminished as the number of prisoners in the rehabilitation program fluctuates, *provided*, further, that such camps set aside for this program shall be deemed nonpenal."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R713, H2284)

No. 637

An Act To Amend Section 23-189, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Newberry County, So As To Consolidate Two And Add One New Precinct In The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 23-189, 1952 Code, amended—Newberry voting precincts—Airport added—Oakland Nos. 1 and 2 consolidated.—Section 23-189, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 23-189. In Newberry County there shall be the following voting precincts: Newberry Ward No. 1; Newberry Ward No. 2; Newberry Ward No. 3, No. 1 and No. 2; Newberry Ward No. 4, No. 1 and 2; Newberry Ward No. 5; Newberry Ward No. 6; Airport; Beth-Eden; Bush River; Central; Chappells; Dominick; Fairview; Garmany; Hartford; Helena; Jalapa; Johnstone; Jolly Street; Kinards; Little Mountain; Longshore; Maybinton; Midway; Mt. Bethel; Mt. Pleasant; Mulberry; Oakland; O'Neill No. 1; O'Neill No. 2; Peak; Pomaria; Prosperity No. 1; Prosperity No. 2; Saluda No. 7; Silverstreet; Stoney Hill; St. Paul; St. Phillips; Trinity; Union; Utopia; Vaughnville; Walton; Wheeland; Whitmire No. 1; Whitmire No. 2; and Zion."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R714, H2291)

No. 638

An Act To Amend Section 47-1543, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Number And Designation Of Wards In The City Of Charleston, So As To Empower The City Council Of Charleston To Divide Any Areas Added To The City Of Charleston Into Appropriate Wards.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-1543, 1952 Code, amended—number and designation of wards for City of Charleston—annexed areas may be divided into wards.—Section 47-1543, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following :

“Provided, that if the city limits of the City of Charleston shall be extended on any occasion following the effective date of this section, the City Council of Charleston shall be empowered to divide the area by which the city has been so enlarged into appropriate wards, each to contain not less than five hundred acres.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R716, S486)

No. 639

An Act To Amend Item (10) Of Section 43-644, Code Of Laws Of South Carolina, 1952, Relating To Magistrates Outside The

City Of Charleston, So As To Further Provide For The Magistrate In The Town Of Mt. Pleasant And To Define The Boundaries Of His District, And To Repeal Item (12) Of Section 43-644, Code Of Laws Of South Carolina, 1952, Relating To The Magistrate Of Christ Church Parish.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (10) of Section 43-644, 1952 Code, amended—jurisdiction and area of magistrate at Mt. Pleasant in Charleston County.—Item (10) of Section 43-644, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(10) One in the Town of Mt. Pleasant whose jurisdiction shall be the Town of Mt. Pleasant and all of Christ Church Parish. The boundaries of the magisterial district are defined as follows: Beginning at a point where Liben Road meets Copahee Sound, thence along Liben Road to U. S. Highway 17, thence along Maybank Road to the Wando River, thence along the Wando River, the Cooper River and Charleston Harbor to the Intra Coastal Waterway, thence along the Intra Coastal Waterway to the point of beginning.”

SECTION 2. Repeal—Item (12) of Section 43-644, 1952 Code, repealed.—Item (12) of Section 43-644, Code of Laws of South Carolina, 1952, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R717, S571)

No. 640

An Act To Increase The Number Of Members Of The Board Of Trustees For Ninety Six School District No. 52 In Greenwood County And To Provide For The Appointment Or Election Of Its Members.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Number of trustees for Ninety Six School District No. 52 in Greenwood County increased—appointment—terms—

vacancies.—Beginning April 1, 1960, in the School District of Greenwood County, South Carolina, known as Ninety Six School District No. 52, the board of trustees shall be increased from three to five members who must be qualified electors residing in the district. The Greenwood County Board of Education shall, during the month of March, appoint two members of the board whose terms shall expire March 31, 1963, and one member whose term shall expire March 31, 1962, at the time that one of the present member's term expires and the present members whose terms expire March 31, 1961, and March 31, 1962, shall continue in office until these dates, and thereafter the county board shall make appointments as terms expire with all terms running for a period of three years or until their successors are appointed and qualify. In the event of any vacancy created on the board by death, resignation or otherwise such vacancy for the unexpired term shall be filled by the County Board of Education. The appointments shall be so made as to give adequate and proper representation to the rural and urban areas of the district.

SECTION 2. Trustees to be elected if petition filed—conduct of.—Upon the written application of three hundred of the qualified electors of School District No. 52 filed with the County Board of Education between January first and February fifteenth of any year the county board in lieu of such appointments shall order and conduct an election in the school district to be held on the third Tuesday in March of such year after posting notice of such election two weeks prior thereto in three places within the school district and publishing a copy thereof in at least two issues one week apart in any newspaper published in Greenwood County. Voting in any election shall be confined to qualified electors residing in the district. The county board may provide the manner of conducting such elections and declaring the results; however, the election shall be the same as a general election with no run-offs. The candidates receiving the highest number of votes cast during the election shall be appointed to the existing vacancies.

SECTION 3. Candidates to file.—Candidates shall file and qualify with the County Board of Education under such terms and conditions as may be prescribed by the board. In the event that no greater number of candidates than the existing number of vacancies, qualify, then the board may appoint such candidates without holding an election.

SECTION 4. Expenses of election.—All cost for any election shall be paid out of the general funds of Ninety Six School District No. 52.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R718, S572)

No. 641

An Act To Provide That The Town Of Chesterfield In Chesterfield County May Levy An Annual Tax Of Not Exceeding Seventy Mills Upon All The Taxable Property In The Town.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Chesterfield may levy tax.—The Town Council of the Town of Chesterfield in Chesterfield County may levy an annual tax of not exceeding seventy mills upon the assessed value of all taxable property within the corporate limits of the town.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R723, S223)

No. 642

An Act To Amend Act No. 723 Of 1952, As Amended, Relating To Motor Vehicle Safety Responsibility, So As To Increase The Amount Of Deposit Required To Obtain A Certificate From The State Treasurer.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Subsection (a) of Section 25 of Act 723 of 1952, amended—amount of deposit required to obtain certificate for

proof of financial responsibility increased.—Subsection (a) of Section 25 of Act No. 723 of 1952 is amended to read as follows:

“(a) Proof of financial responsibility may be evidenced by the certificate of the State Treasurer that the person named therein has deposited with him twenty-five thousand dollars in cash, or securities such as may legally be purchased by savings banks or for trust funds of a market value of twenty-five thousand dollars. The State Treasurer shall not accept the deposit and issue a certificate therefor and the department shall not accept the certificate unless accompanied by evidence that there are no unsatisfied judgments of any character against the depositor in the county where the depositor resides.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R726, H2256)

No. 643

An Act To Set The Length Of Terms, Dates And Methods Of Election Of School Trustees In Anderson County; To Divide School Districts 2 And 4 Into Areas; And To Repeal Sections 21-1191, 21-1192, As Amended, 21-1196, 21-1197, 21-1198 And 21-1212, Code Of Laws Of South Carolina, 1952, And Acts 681 Of 1956, 380 Of 1957 And 96 Of 1959, Relating To School Trustees In Anderson County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. School districts in Anderson County to be managed by trustees—elections—qualifications—to be appointed under certain conditions.—The school districts in Anderson County shall be managed and controlled by boards of trustees, the members of which shall be residents of their districts and elected by the qualified electors thereof. Any candidate for the office of trustee must have been a resident of South Carolina for two years prior to the election in which he is offering, must have been a resident of Anderson County

for one year prior to the election in which he is offering and must be eligible to vote in his district. In the event that the number of candidates offering for the position of trustee in any district is less than or equal to the number of positions to be filled, then the county board of education shall appoint those who have filed as candidates for the positions and such additional persons as are necessary to complete the board, and in such instances, no election shall be held in any such district. In such instances the question of which trustee shall serve for which term shall be determined by lot by the board.

SECTION 2. Powers and duties.—The boards of trustees shall have and exercise the powers and duties vested under the general law of the State in such boards and under any special law relating to School District Boards of Anderson County, except as may be otherwise provided in this act.

SECTION 3. Number of trustees dependent on total enrollment of district.—The boards in the several districts shall be constituted as

(1) In those districts having a total enrollment in all elementary and high schools within the district of less than three thousand pupils, the board of trustees shall consist of five members;

(2) In those districts having a total enrollment in all elementary and high schools within the district of three thousand pupils, or more, but less than six thousand pupils, the board of trustees shall consist of seven members; and

(3) In those districts having a total enrollment in all elementary and high schools within the district of six thousand pupils, or more, the board of trustees shall consist of nine members.

SECTION 4. Terms.—The terms of office of school trustees in Anderson County shall expire on the third Tuesday in November of the final year of their respective terms, except that terms expiring in 1960 shall terminate on April nineteenth of that year. All trustees elected in 1962 and subsequent years shall be elected for terms of six years each.

SECTION 5. Terms—District 1.—In School District No. 1, the two trustees receiving the highest number of votes in the 1960 election shall serve for six-year terms to expire in 1966 and the three trustees receiving the next highest number of votes in such election shall serve for four-year terms to expire in 1964. The trustees of such district shall also include the two present trustees whose terms expire in 1962.

SECTION 6. Terms—District 2.—In School District No. 2, subject to the provisions of Section 10 of this act limiting the residence of trustees of the various areas of the district, the two trustees receiving the highest number of votes in the 1960 election shall serve for six-year terms to expire in 1966 and the three trustees receiving the next highest number of votes in such election shall serve for four-year terms to expire in 1964. The trustees of such district shall also include the two present trustees whose terms expire in 1962 and who shall fill the office in their respective areas as provided in Section 10.

SECTION 7. Terms—District 3.—In School District No. 3, the trustee receiving the highest number of votes in the 1960 election shall serve for a six-year term to expire in 1966 and the two trustees receiving the next highest number of votes in such election shall serve for four-year terms to expire in 1964. The trustees of such district shall also include the two present trustees whose terms expire in 1962.

SECTION 8. Terms—District 4.—In School District No. 4, subject to the provisions of Section 11 of this act limiting the residence of trustees of the various areas of the district, the trustee receiving the highest number of votes in the 1960 election shall serve for a six-year term to expire in 1966 and the two trustees receiving the next highest number of votes in such election shall serve for four-year terms to expire in 1964. The trustees of such district shall also include the two present trustees whose terms expire in 1962 and who shall fill the office in their respective areas as provided in Section 11.

SECTION 9. Terms—District 5.—In School District No. 5, the three trustees receiving the highest number of votes in the 1960 election shall serve for six-year terms to expire in 1966 and the three trustees receiving the next highest number of votes in such election shall serve for four-year terms to expire in 1964. The trustees of such district shall also include the three present trustees whose terms expire in 1962.

SECTION 10. For electing trustees, District 2 divided into four areas.—For the purpose of electing district trustees, School District No. 2 is divided into four areas, as follows:

Area No. 1 shall consist of old school district Belton 12 and Calhoun School District 29.

Area No. 2 shall consist of old school districts Honea Path 16, Gantt 34, Friendship 35, Cleveland 36, and Barkers Creek 67;

Area No. 3 shall consist of old school districts Martin 15, Long Branch 33, Ebenezer 45, Bethany 46, Bethel 55, and the portion of Rocky River School District 59, east of Rocky River; and

Area No. 4 shall consist of old school districts Broadway 11, Neals Creek 60, and the portion of Union School District 21, south of Broadway Creek.

Two of the seven trustees shall be residents of Area No. 1; two shall be residents of Area No. 2; one shall be a resident of Area No. 3; and one shall be a resident of Area No. 4. The seventh trustee may reside in any one of the four areas. Each of the seven trustees shall be elected by the qualified electors of the entire district.

Upon the expiration of the present terms of office of the trustees of such school district, their respective successors in office shall be elected from the areas herein established in such order as the vacancies occur. In case of the resignation or death of any trustee, the county board of education shall appoint a successor who is a resident of the same area for the unexpired term only.

SECTION 11. For electing trustees, District 4 divided into five areas.—For the purpose of electing district trustees, School District No. 4 is divided into five areas, as follows:

Area No. 1 shall consist of old school districts Townville 1, Fork 40, Morris Shoals 63, Double Springs 68 and Broyles 57;

Area No. 2 shall consist of old school districts Zion 53, Fair View 72 and La France (part of 24);

Area No. 3 shall consist of old school district Hunter 24 (excluding La France);

Area No. 4 shall consist of old school district Bishop Branch 28, Walker-McElmoyle 50 and Melton 51; and

Area No. 5 shall consist of old school districts Lebanon 27, Smith 42 and Pendleton 2 (Denver School).

Each of the five trustees shall be a resident of a different area within the district and shall be elected by the qualified electors of the entire district.

Upon the expiration of the present terms of office of the trustees of such school district, their respective successors in office shall be elected from the areas herein established in such order as the vacancies occur. In case of the resignation or death of any trustee, the

county board of education shall appoint a successor who is a resident of the same area for the unexpired term only.

SECTION 12. Date of elections.—The election of school trustees to be held in 1960 shall be held on April twelfth. The election of school trustees to be held in 1962 and all subsequent such elections shall be conducted at the time of the general election in Anderson County.

SECTION 13. Filing of candidates.—Not later than five o'clock p. m., twenty-one days prior to the election, any person desiring to become a candidate for the position of trustee in any district shall file with the county superintendent of education a written notice of his intention to become a candidate for such office. In Districts 2 and 4 any such person shall state the area as provided by Sections 10 and 11 of this act in which he resides. Any candidate for trustee at large from District 2 shall file as such and be so designated on the ballot. Upon the expiration of the filing time, the county board of education shall compile a list of all candidates in each district.

SECTION 14. Conduct of election.—In all elections held under the provisions of this act the voting places shall be at the precincts in the district as now established by law and the county board of education shall make the necessary preparations for the holding of the elections, give notice of the time, places of voting and purpose of the elections by advertisement in one or more newspapers of general circulation published in the county once a week for two consecutive weeks next prior to the election, and appoint three managers to conduct the election at each voting place.

The ballots shall have printed thereon the names of the candidates to be voted on, the district and area, where applicable, for which they are a candidate, and have attached thereto stubs to be detached and retained by the managers of the election, and any instructions to the voters. The managers of election shall supervise the voting at their respective voting places, canvass the ballots cast, and within twenty-four hours after the closing of the polls, certify the results of the election, together with the ballots cast, to the county board of education. Each district shall bear its election expenses, as fixed by the county board.

In case of a tie vote in the election of any trustee, the county board of education shall determine by lot the successful candidate.

SECTION 15. Further.—The boundary lines of the school districts are not coincident in all cases with the boundary lines of the precincts. Therefore, should any registered elector reside in any portion of a school district which is not embraced in the precinct in which he is registered, such elector shall be allowed to vote for trustees of the district in which he resides at the voting place at which he is registered, upon the production of his registration certificate, and if he is otherwise qualified to vote in the election.

The names of all candidates for trustees of the several districts shall appear by districts on one ballot, and the ballot shall indicate the number of positions to be filled in each district.

SECTION 16. Vacancies.—In case of a vacancy in the board of trustees, such vacancy shall be filled for the unexpired term by appointment by the county board of education.

SECTION 17. Qualifications of voters—oath.—At all elections held under the provisions of this act, only registered qualified electors shall vote and the voter must have been a resident of the district in which he votes for trustee for at least three months immediately prior to the election. The production of a valid registration certificate showing the voter to be a registered elector in the county shall entitle a person to vote in such election, if he is qualified to vote and takes the oath herein required.

The oath of voters in such election shall be as follows: "I swear that I am a resident of the school district in which I am voting for trustee and have been a resident thereof for at least three months prior to this election, and I have not previously voted in this election and am qualified to vote in this election."

SECTION 18. Grievances—appeals.—Notwithstanding the provisions of Section 21-103, Code of Laws of South Carolina, 1952, as amended, any person aggrieved by the election of a trustee pursuant to the provisions of this act shall, within thirty days after such election, file with the county board of education a written petition stating his grievance and the grounds therefor. The board shall rule upon such petition within sixty days after its filing. Appeal from the ruling of the board shall be perfected as provided in Section 21-103, Code of Laws of South Carolina, 1952, as amended.

SECTION 19. Repeal—certain Code Sections and Acts repealed.—Sections 21-1191, 21-1192, as amended, 21-1196, 21-1197, 21-1198

and 21-1212, Code of Laws of South Carolina, 1952, and Acts 681 of 1956, 380 of 1957 and 96 of 1959, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 20. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R729, S583)

No. 644

An Act To Amend Act No. 782 Of The Acts And Joint Resolutions Of The General Assembly Of 1956, Providing An Educational System For Marlboro County, So As To Further Define The Powers And Duties Of The Board Of Education; To Provide That The Membership Of The Board Of Trustees Of All Administrative Areas Shall Be Five And Shall Be Appointed By The Marlboro County Board Of Education; And To Alter The Powers And Duties Of The Trustees Of The Administrative Areas, So That The Superintendent Of Schools And The Members Of The Faculty Of The Several Schools Shall Be Elected By The Trustees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 5 of Act 782 of 1956 amended—Subsection 26 added—Marlboro County Board of Education to establish policies for administrative areas.—Act No. 782 of 1956 is amended by adding at the end of Section 5 another subsection which shall be Subsection 26.

“26. Establish policies within the schools of each administrative area for the placement of pupils. In the event the board of trustees of any administrative area objects to the placement policy established within any school of its area, the Marlboro Board of Education shall immediately establish within the school or schools of this area such policies as meet the approval of the board of trustees of the area so objecting.”

SECTION 2. Section 6 of Act 782 of 1956 amended—district to be divided into administrative areas—trustees for.—Act No. 782 of 1956 is further amended in Section 6 by placing a period after the

word "members" in line 8 and striking out the remainder of the sentence in lines 8, 9 and 10; and by placing a period after the word "Education" in line 11 and striking out the remaining part of the sentence, so that when so amended Section 6 shall read as follows: "Section 6. As soon as possible after the passage of this act, the board of education shall divide the school district into five or more administrative areas. In doing so, it shall take into account school population, transportation problems and existing community life. From time to time, the board of education may, in its discretion, alter the administrative areas as to number and as to area contained therein. In each of the administrative areas provided for, there shall be a board of school trustees of five members. The trustees shall be appointed by the Marlboro Board of Education."

SECTION 3. Subsections 1 and 2 of Section 8 of Act 782 of 1956 amended—powers and duties of trustees.—Act No. 782 of 1956 is further amended by striking out in the first line of Subsection 1 of Section 8, the words "Recommend to the board of education", and inserting in lieu thereof the word "Elect"; and, by striking the words "Make recommendations to the board for" in Subsection 2, and inserting in lieu thereof the word "Elect", so that when so amended Subsections 1 and 2 of Section 8 shall read as follows:

"1. Elect an individual to serve as superintendent of schools for the administrative area."

"2. Elect members of the faculty of the several schools in the particular administrative area, after consultation with the local area superintendent."

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

An Act To Amend Section 21-1816, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Tax Levies For Schools In Chester County, So As To Provide That If It Shall Be Nec-

sary To Levy Taxes In Excess Of Thirty-One Mills That The School Trustees Shall Submit The Question Of Such Levy In The Next General Election Or In A Special Election Or, As Is Already Provided, In The Next Regular Primary Election, And To Provide For Two Weeks Notice Of Such Election.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-1816, 1952 Code, amended—tax levies for Chester County schools—levies in excess of 31 mills to be submitted to electors—referendum—conduct of.—Section 21-1816, Code of Laws of South Carolina, 1952, as amended by Act 428 of 1957 is further amended by striking the last word in the third sentence which is the word “election” and inserting in lieu thereof the following: “or general election or in a special election”. Amend the section further by striking all of the fifth sentence and inserting in lieu thereof the following: “At least two weeks notice of a referendum shall be given stating the time, place and purpose of the referendum by publication in all newspapers having general circulation in Chester County”, so that when amended such section shall read as follows: “Section 21-1816. The Auditor of Chester County shall levy the school taxes as provided in this chapter. All levies shall be set by the auditor after he has received written instructions from the board of trustees signed by the chairman and secretary. At any time it is deemed necessary to levy school taxes at a rate in excess of thirty-one mills, the board of trustees shall submit the question of such levy to the qualified voters of the county at the next regular primary or general election or in a special election. At the referendum the question shall be clearly stated so that the voters of the county shall be able to intelligently vote as to whether or not they favor the levy of the higher millage. At least two weeks notice of a referendum shall be given stating the time, place and purpose of the referendum by publication in all newspapers having general circulation in Chester County. In the event the vote is favorable, then the millage voted upon may be levied. The county treasurer shall collect all school taxes, receive from the State and any other sources all school funds and keep an accurate record of the receipt and disbursement of these funds. The treasurer shall pay out these funds only on special vouchers prepared for the purpose and carrying the signatures of two bonded persons designated by the board of trustees to sign such vouchers. The treasurer and the board of trustees shall make arrange-

ments whereby vouchers issued to individuals and corporations may clear at par through regular banking channels.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R732, H1666)

No. 646

An Act To Remove The Minimum Size Limit On Game Fish Caught In The Catawba-Wateree Lake.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. No minimum size on game fish caught in Catawba-Wateree Lake.—There shall be no minimum size limit on game fish caught in the Catawba-Wateree Lake.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R733, H1866)

No. 647

An Act To Amend Section 65-271, As Amended, And Sections 65-273, 65-274, 65-275, 65-276 And 65-277, Code Of Laws Of South Carolina, 1952, Relating To Gain Or Loss And Basis Therefor On Sales And Exchanges Of Property For Income Tax Purposes, So As To Define And Amplify The Term “Basis”; To Provide For Nonrecognitions Of Gains And Losses On Certain Exchanges, Transfers And Distributions; And To Repeal Section 65-272, Code Of Laws Of South Carolina, 1952, Relating To Gain Or Loss In Certain Years On Certain Property.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-271, 1952 Code, amended—basis for ascertaining gain or loss from disposition of property for income tax purposes.—Section 65-271, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 65-271. Except as otherwise provided in this chapter, for the purpose of ascertaining the gain or loss from the sale or other disposition of property, real, personal or mixed, the basis shall be, in the case of property acquired before January 1, 1921, the fair market value of such property as of that date, in the case of property acquired by inheritance the fair market value at the date of death of the decedent, in the case of property acquired by gift the basis in the hands of the donee shall be the basis to the donor, and in all other cases the basis shall be the cost of such property except that in the case of property which was included in the last preceding annual inventory used in determining net income in a return under this chapter such inventory value shall be taken in lieu of cost or market value. *Provided*, that such basis shall be increased by the cost of any improvements not otherwise deducted from income and decreased by any depreciation or depletion allowed or allowable under Section 65-259 (8), except that such basis shall not be reduced to an amount less than zero.”

SECTION 2. Section 65-273, 1952 Code, amended—determinations of gain or loss on exchanges.—Section 65-273, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 65-273. No gain or loss shall be recognized if property held for productive use in a trade or business or for investment, not including stock in trade or other property held primarily for sale, nor stocks, bonds, notes, choses in action, certificates of trust or beneficial interest, or other securities or evidences of indebtedness or interest, is exchanged solely for property of a like kind to be held either for productive use in a trade or business or for investment. Gain shall be recognized to the extent that money or property other than like property permitted under this section is received in the exchange. The basis of the property received in such exchange for purpose of determining gain or loss or computing allowances for depreciation, obsolescence, or depletion shall be the basis of the property transferred reduced by any money or other property received

in the exchange and increased by any gain recognized under this section."

SECTION 3. Section 65-274, 1952 Code, amended—no gain or loss on organization of a corporation.—Section 65-274, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-274. In the case of an organization of a corporation or other transfers of property to a corporation in exchange for its stock or securities, the stock or securities received shall be considered to take the place of the property transferred thereto and no gain or loss shall be deemed to arise therefrom; *provided*, that immediately after the transfer, the transferors own at least eighty per cent of the voting stock of the corporation. For purposes of this section, stock or securities issued for services shall not be considered as issued in return for property. The basis for determining gain or loss of the stock or securities to the transferor and the basis of the property to the corporation shall be the same as the basis of the property to the transferor immediately prior to the exchange."

SECTION 4. Section 65-275, 1952 Code, amended—no gain or loss on corporate reorganizations.—Section 65-275, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-275. Gain or loss shall not be recognized upon the receipt by a taxpayer of stock or securities issued in connection with a corporate reorganization as now defined in Federal Internal Revenue Code, Section 368, upon the distribution by a corporation to its shareholders of all of the stock owned by the distributing corporation in a controlled corporation as now defined in Section 368(c) of the Federal Internal Revenue Code, or upon the distribution by a corporation of its stock as a stock dividend or rights to acquire its stock except when the shareholder shall have the right to elect to receive cash or other property in lieu of a stock dividend. Gain will be recognized to the extent that money or property other than the exempted securities is received. *Provided*, that this act shall not be affected by amendments to the Federal Internal Revenue Code which may be enacted subsequent to the effective date of this act."

SECTION 5. Section 65-276, 1952 Code, amended—basis for computing gain or loss on stocks or securities received in corporate reorganizations.—Section 65-276, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-276. The basis for computing the gain or loss on any stocks or securities received in connection with a reorganization or distribution under Section 65-275 shall be the basis of the stocks or securities held prior to the exchange or distribution as determined under Section 65-271, decreased by any money or property received and increased by any gain recognized, such basis to be allocated in a reasonable manner among the stocks or securities held immediately after the exchange or distribution."

SECTION 5A. Section 65-277, 1952 Code, amended—gain or loss on corporate liquidations.—Section 65-277, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-277. The final distribution to the taxpayer of the assets of a corporation shall be treated as a sale of the stock or securities owned by him and the gain or loss shall be computed accordingly; except, that no gain or loss shall be recognized upon the receipt by a parent corporation of property distributed to it in complete liquidation of a subsidiary after December 31, 1959; *provided*, that (1) the corporation receiving such property was, on the date of the adoption of the plan of liquidation, and has continued to be at all times until the receipt of the property, the owner of stock possessing at least eighty per cent of the total combined voting power of all classes of stocks and (2) the transfer of all the property occurs within the taxable year. The basis in the hands of the parent corporation of property received by it without recognition of gain or loss in a distribution as provided for in this section shall be the same as it would be in the hands of the liquidating subsidiary corporation."

SECTION 6. Repeal—Section 65-272, 1952 Code, repealed.—Section 65-272, Code of Laws of South Carolina, 1952, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act, upon approval by the Governor, shall be effective for taxable years beginning after December 31, 1959.

Approved the 6th day of April, 1960.

(R735, H2029)

No. 648

An Act To Amend Section 16-366, Code Of Laws Of South Carolina, 1952, Relating To Obtaining Property By False Pretense Or Representation, So As To Provide That When The Property Obtained By False Pretense Or Representation Has The Value Of Less Than Seventy-five Dollars The Offense Shall Be Triable In The Magistrate's Court And To Provide The Punishment In Such Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 16-366, 1952 Code, amended—misdemeanor to obtain property by false pretenses—certain cases triable in magistrates court.—Section 16-366, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 16-366. Any person who shall by any false pretense or representation obtain the signature of any person to any written instrument or shall obtain from any other person any chattel, money, valuable security or other property, real or personal, with intent to cheat and defraud any person of the same shall be guilty of a misdemeanor and shall, on conviction, be sentenced to pay a fine not exceeding five hundred dollars and undergo an imprisonment not exceeding three years; *provided*, that if the sum in the written instrument or the value of the property so obtained does not exceed seventy-five dollars the case shall be triable in the Magistrate's Court and the punishment shall be not more than is permitted by law without presentment or indictment of the grand jury.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R736, H2086)

No. 649

An Act To Amend Subitem (1) Of Item (c) Of Section 1 And Sections 2 And 8 Of Act No. 329 Of 1953, Relating To Absentee Registration And Voting, So As To Provide That Spouses Of

Members Of The Armed Forces Of The United States May Register And Vote.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Subitem (1), Item (c) of Section 1 of Act 329 of 1953 amended—absentee voting for members of Armed Forces and their spouses.—Subitem (1) of Item (c) of Section 1 of Act No. 329 of 1953 is amended to read as follows:

“(1) members of the Armed Forces of the United States and their spouses;”.

SECTION 2. Section 2 of Act 329 of 1953 amended—Secretary of State to furnish county registration boards with registration cards—form and contents.—Section 2 of Act No. 329 of 1953 is amended to read as follows:

“Section 2. Not later than six months nor earlier than eight months before each general election, the Secretary of State shall have printed and shall furnish the board of registration of each county an adequate number of registration cards in the following form, substituting in each case the appropriate calendar year for which the cards are printed:

SERVICE ABSENTEE REGISTRATION FOR THE GENERAL ELECTION TO BE HELD....., 19..

.....County.....No.

READ CAREFULLY THE INSTRUCTIONS PRINTED
ON THE REVERSE SIDE HEREOF BEFORE FILLING
IN THIS CARD.

I hereby swear (or affirm) that:

- (1) My full name is;
- (2) I am a citizen of the United States and of the State of South Carolina;
- (3) The date of my birth was;
- (4) As of 19...., my home residence will have been in South Carolina for two years, in County for one year, and in the precinct in which I am applying to be registered and in which I shall offer to vote for four months;
- (5) I am not disqualified from voting because of a conviction of a criminal offense;

- (6) I am (check appropriate blank)
- (A) in the Armed Forces of the United States ();
 - (B) in the Merchant Marine of the United States ();
 - (C) serving with the American Red Cross () or with the United Service Organizations () attached to and serving with the Armed Forces of the United States outside of the county of my residence in South Carolina;
 - (D) a member () employee () of the Department of the United States Government serving overseas;
 - (E) a spouse of a member of the Armed Forces of the United States ();
- (7) My home address is; and
- (8) My service address is

I request that I be registered so that I may vote in the elections to be held during this calendar year for which I am qualified.

.....
Signature of Applicant.

Sworn to and subscribed before me this day of 19...

.....
Officer Authorized to Administer Oath

.....
Title of Officer

On the back of each card shall be printed the following:

INSTRUCTIONS—This registration card must be filled out and returned, in the envelope accompanying it, to your county board of registration. All entries except your signature should be printed or typewritten.

You are required to sign the card in the presence of an officer authorized to administer oaths. The following officers are authorized to administer the oath required on this registration card: a notary public of any state of the United States; United States Consuls; your commanding officer; and other officers authorized by law to administer oaths.

Conviction of any of the following crimes disqualifies you from registering and voting: burglary, arson, obtaining goods or money under false pretenses, perjury, forgery, robbery, bribery, adultery, bigamy, wife-beating, house-breaking, receiving stolen

goods, breach of trust with fraudulent intent, fornication, sodomy, incest, assault with intent to ravish, miscegenation, larceny, and any crime against the election laws. Such disqualification may be removed only by the pardon of the Governor.

Your registration by this card, if granted by your county board of registration, is valid only for the elections to be held during this calendar year. For elections which are held in subsequent calendar years, you must be registered again.

IN ORDER TO BE REGISTERED, THIS CARD
MUST REACH YOUR COUNTY BOARD OF REG-
ISTRATION NOT LATER THAN THIRTY DAYS
BEFORE THE ELECTION."

SECTION 3. Section 8 of Act 329 of 1953 amended—request for ballot—action of registration board. Section 8 of Act No. 329 of 1953 is amended by inserting on line 1 between the words "Forces" and "may" the following: ", and his spouse when residing with him," so that, when so amended, Section 8 shall read as follows:

"Section 8. Any person serving in the Armed Forces, and his spouse when residing with him, may submit to any registration board of this State (either direct or through the Secretary of State) a request for a ballot along with a sworn statement that he is serving in a capacity as defined in Section 1 (c) of this Act, giving the name and location of his precinct and, if possible, the number of his registration certificate. The registration board shall promptly, upon receipt of any such request, verify the facts stated in the sworn statement against the permanent records and if it is found that the applicant is registered shall file his request as if it were a registration card as provided in Section 3 of this Act. If no record of such applicant's registration is found such board shall immediately forward to such applicant a registration card as provided in Section 3 of this Act. In the case of any such person found to be so registered the board of registration shall insure his receipt of a ballot as herein provided for those receiving registration under the provisions of this Act."

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R737, H2093)

No. 650**An Act To Amend Section 41-156, Code Of Laws Of South Carolina, 1952, Relating To Distraint Against Property Removed From Premises, So As To Extend The Time For Distraining.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 41-156, 1952 Code, amended—property removed from premises subject to distress within 30 days.—Section 41-156, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 41-156. Any property belonging to the tenant removed from the premises shall, if found, be subject to distraint and sale, provided such distraint be made within thirty days after such removal.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R738, H2096)

No. 651**An Act To Classify Criminal Offenses Punishable Under The Laws Of The State Of South Carolina As Felonies And Misdemeanors.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain crimes classified as felonies.—The crimes referred to in the following sections of the Code of Laws of South Carolina, 1952, to wit: Sections 16-1 (accessory before the fact in the commission of a felony), 16-51 (murder), 16-53 (killing by poison), 16-54 (killing by stabbing or thrusting), 16-55 (manslaughter), 16-56 (administering or attempting to administer poison), 16-57 and 16-58 (lynching), 16-61 (challenging or accepting challenge to duel), 16-63 (killing in a duel), 16-71 and 16-72 (rape and assault with intent to ravish), 16-80 (carnal knowledge of woman child), 16-82 (abortion or

attempted abortion resulting in death), 16-83 (abortion or attempted abortion not resulting in death), 16-91 (kidnapping), 16-92 (conspiracy to kidnap), 16-201, 16-202, 16-203 and 16-204 (perjury and subornation of perjury), 16-211 (bribery), 16-212 (accepting bribes), 16-217 (corrupting jurors and others), 16-218 (acceptance of bribes by jurors and others), 16-231 (aiding escape from prison and rescuing prisoner), 16-232 (aiding escape from officer or other person), 16-311 (arson), 16-331 (burglary), 16-332 (housebreaking), 16-333 (robbery while armed with a deadly weapon), 16-334 (train robbery), 16-335 (robbery on trains), 16-336 (entering bank with intent to steal), 16-337 (safe-cracking), 16-351 (forgery), 16-363 (embezzlement of public funds), 16-365 (breach of trust with fraudulent intent), 16-401 (bigamy), 16-412 (buggery), 16-554 (eavesdropping or peeping tom), 16-586 and 16-589 (registration of members of subversive organizations), and Sections 44-352 through 44-357 (spying and sabotage of war effort), and the crimes of treason, attempt to rape, robbery and highway robbery, grand larceny, mayhem, and all other criminal offenses punishable under the laws of the State of South Carolina which were felonies under the common law, are hereby classified as and declared to be felonies.

SECTION 2. All other crimes classified as misdemeanors.—All other criminal offenses punishable under the laws of the State of South Carolina are hereby classified as and declared to be misdemeanors, anything in any of the statutes of this State which refer to said offenses to the contrary notwithstanding.

SECTION 3. Classification of future offenses.—All criminal offenses hereafter created by statute shall be classified as misdemeanors unless the statute creating any such offense shall expressly provide that the same is a felony.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R739, H2175)

No. 652

An Act To Amend Section 33-229, As Amended, And Sections 33-231, 33-233 And 33-235, Code Of Laws Of South Carolina, 1952, Relating To Suits Against The Highway Department, So As To Extend The Authority To Sue To Cover All Vehicles And Motor Vehicles Of The Highway Department While Being Operated On Official Business Of The Highway Department; To Increase The Amount Of Claims Which May Be Settled Without Suit From Three Hundred Dollars To One Thousand Dollars; To Authorize The Personal Representative Of A Deceased Person To Bring Suit In Cases Of Such Extended Liability; And To Provide That The Payment Of Any Claims Settled Or Judgment Obtained Shall Be Made From The State Highway Fund.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 33-229, 1952 Code, amended—suits against Highway Department—amount which may be recovered.—Section 33-229, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 33-229. Any person who may suffer injury to his person or damage to his property by reason of (a) a defect in any State highway, (b) the negligent repair of any State highway or (c) the negligent operation of any vehicle or motor vehicle in charge of the State Highway Department while such vehicle or motor vehicle is actually engaged in the construction or repair of any of such highways or while otherwise being operated on official business of the Highway Department may bring suit against the Department for the actual amount of such injury or damage not to exceed in case of property damage the sum of three thousand dollars and in case of personal injury or death the sum of eight thousand dollars. This act shall apply to any suit brought upon a cause of action accruing after its passage.”

SECTION 2. Section 33-231, 1952 Code, amended—Highway Department may settle certain claims.—Section 33-231, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 33-231. The State Highway Department may settle or compromise any claim duly filed in accordance with Section 33-230 in any amount not to exceed one thousand dollars without the ne-

cessity of the claimant having entered suit as further provided for in Section 33-230.”

SECTION 3. Section 33-233, 1952 Code, amended—suits against Highway Department in cases of death.—Section 33-233, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 33-233. Whenever the death of a person shall be caused by reason of (a) a defect in the roadway of any State highway, (b) the negligent repair of any such roadway or (c) the negligent operation of any vehicle or motor vehicle in charge of the State Highway Department while such vehicle or motor vehicle is actually engaged in the construction or repair of any of such highways or while otherwise being operated on official business of the Highway Department, under such circumstances and conditions as would have entitled the party to recover damages under the terms of this article if death had not ensued, the right of action for such injury and death shall survive to and may be enforced by the personal representative of such person in the same manner as is now provided by Section 10-1952 for actions by administrators and executors when death results from personal injuries and said provisions shall be applicable to all such actions.”

SECTION 4. Section 33-235, 1952 Code, amended—certain claims to be paid from State Highway Fund.—Section 33-235, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 33-235. The payment of any claim settled or judgment obtained under the provisions of this article, other than Section 33-234, shall be made from the State Highway Fund.”

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R740, H2176)

No. 653

An Act To Amend Section 46-852, Code Of Laws Of South Carolina, 1952, Relating To The Bonding Of Highway Patrolmen And Officers, So As To Provide For A Blanket Bond Form For Such Patrolmen And Officers, To Define The Conditions Of Such Bond, And To Provide For The Payment Of The Bond Premium By The South Carolina State Highway Department.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-852, 1952 Code, amended—patrolmen to be bonded.—Section 46-852, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 46-852. Every officer and patrolman commissioned pursuant to this chapter shall file a bond, or be covered by a surety bond, in the amount of not less than two thousand dollars with the Department, subscribed by some duly licensed surety company, conditioned for the faithful performance of his duties, for the prompt and proper accounting of all funds coming into his hands, and for the payment of any judgment recovered against him in any court of competent jurisdiction upon a cause of action arising out of breach or abuse of official duty or power and damages sustained by any member of the public from any unlawful act of such officer or patrolman; *provided*, that coverage under such bond shall not include damage to persons or property arising out of the negligent operation of a motor vehicle. Such bond or bonds may be individual, schedule or blanket and on forms approved by the Attorney General. The premiums on such bonds shall be paid by the South Carolina State Highway Department out of the State Highway Fund.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R742, H2294)

No. 654**An Act To Authorize The County Board Of Commissioners Of McCormick County To Work Prisoners Awaiting Trial Under Certain Conditions.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Persons awaiting trial in McCormick County may serve on chain gang.—Whenever any person is duly committed to the McCormick County jail in default of bond, is awaiting trial, intends to plead guilty at the term of court next ensuing and desires to enter service upon the public roads of the county, such person may indicate such desire by filing with the clerk of the court a written statement to that effect, and thereupon the County Board of Commissioners of McCormick County may cause such person to be taken from the jail and worked upon the chain gang.

SECTION 2. Return to jail—certify length of time served.—The County Board of Commissioners of McCormick County shall have any such person returned to the county jail at least one day before the convening of the term of court at which he expects to enter a plea of guilty or is to be tried, and shall at the same time certify to the clerk of court of general sessions the length of time served by any such person.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R748, S358)

No. 655**An Act To Amend Section 67-58, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Investments Of Trust Funds, So As To Provide That Fiduciaries May Invest Such Funds In Bonds Or Obligations Secured By First Mortgage On Real Estate.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 67-58, 1952 Code, amended—investment of trust funds by fiduciaries.—Section 67-58, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 67-58. Trust funds in the hands of any trustee, guardian, committee, executor, administrator or other fiduciary may be invested by such fiduciary in such securities or property as may be authorized by the will, deed, order, decree, gift, grant or other instrument creating or fixing the trust and, when not otherwise provided in such instrument, may be deposited in whole or in part at current savings bank interest rates in any bank which is a member of the Federal Deposit Insurance Corporation or in any Federal Savings and Loan Association, or may be invested in whole or in part in all or any of the following: bonds or notes of the United States, Federal Farm Loan Bonds issued pursuant to an act of Congress known as the Federal Farm Loan Act, and acts amendatory thereof and supplementary thereto, bonds issued by the Federal Farm Mortgage Corporation pursuant to an act of Congress known as the Federal Farm Mortgage Corporation Act, Federal Intermediate Credit Bank debentures issued pursuant to the Federal Farm Loan Act as amended, debentures issued by Central Bank for Cooperatives and regional banks for cooperatives organized under the Farm Credit Act of 1933, or by any of such banks, bonds or obligations of any state of the United States, bonds or obligations of any political subdivision or municipal corporation of any such state, bonds or obligations secured by first mortgage on real estate in any state of the United States, bonds, notes, debentures or obligations of any corporation domiciled in any state of the United States, preferred or common stock of any corporation, shares of any management type investment company or investment trust which is registered under the Federal Investment Company Act of 1940 as from time to time amended and shares of any building and loan association organized and existing under the laws of this State when such shares are insured by the Federal Savings and Loan Insurance Corporation. *Provided, however:*

(1) When such investment, whether secured by real estate mortgage or not, is in bonds, notes, debentures, or obligations of any corporation domiciled in any state in the United States such bonds, notes, debentures, or obligations shall be eligible for investment under this section only if the common stock of the corporation issuing the bonds, notes, debentures, or obligations shall have an unbroken

record of cash dividends paid annually during the period of ten years next preceding the date of purchase;

(2) When the investment is in bonds, notes or obligations secured by mortgage on real estate, given or issued by individuals or corporations, other than bonds, notes, debentures or obligations which would qualify under Subsection (1), and no default in the payment of interest thereon shall have occurred, and the total amount of such bonds, notes, or obligations so secured shall not exceed sixty per cent of the appraised value of the property mortgaged as of the time when such mortgage is given by the mortgagor to the fiduciary or when such mortgage is acquired or purchased by the fiduciary from the holder thereof.

(3) When such investment is in common or preferred stocks of any corporation or in shares of any such management type investment company or investment trust there shall have been an unbroken record of dividend payments on such stocks or shares during the period of ten years next preceding the date of purchase.

(4) The combined aggregate total so invested in common or preferred stocks of any corporation and in shares of such management type investment company or investment trust shall not exceed thirty per cent of the corpus of the trust, and the aggregate total so invested in the stock or stocks of any one corporation or in shares of any one such management type investment company or investment trust shall not exceed ten per cent of the corpus of the trust; but this paragraph shall not apply to any funds of a minor ward as to which the testator or donor making a gift of such funds or other property shall, in the will or other written declaration filed with the probate court, expressly authorize the minor ward's guardian to invest without limitation in such corporate stocks or shares of such management type investment company or investment trust as is permitted by this section, nor shall such funds or property of the minor ward be considered in determining the percentage of any other funds or property of the minor ward that his guardian may invest in accordance with this paragraph.

(5) No investment shall be made:

(a) In any stock, bond, note or obligation of the corporate fiduciary;

(b) In any stock, bond, note or obligation of any corporation or in shares of any such management type investment company or investment trust of which the individual fiduciary or any person

related to him within the third degree is a director, officer or employee; or

(c) In any stock, bond, note or obligation of any corporation or in any shares of any management type investment company or investment trust when the fiduciary, individual or corporate, or any person related to the individual fiduciary within the third degree is the owner or holder, by pledge or otherwise, of more than five per cent of the total outstanding capital stock of such corporation or of more than five per cent of the shares of any such management type investment company or investment trust.

(6) No investment shall be made in any obligation, corporate or otherwise, secured by mortgage of real estate when such real estate is owned in whole or in part by the individual fiduciary or any person related to such fiduciary within the third degree or when the fiduciary, individual or corporate, is the owner or holder by pledge or otherwise of more than five per cent of the total outstanding capital stock of any corporation in which the title to such estate was vested at the time of the issuance of such obligation or mortgage or at the time of such investment."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R749, S502)

No. 656

An Act To Amend Section 3-1, Code Of Laws Of South Carolina, 1952, Relating To The Duties Of The Department Of Agriculture, So As To Define The Duties More Clearly.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3-1, 1952 Code, amended—duties of Department of Agriculture.—Section 3-1, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 3-1. The Department of Agriculture shall execute the laws of this State pertaining to agriculture except such laws as are specifically designated for execution by others."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R750, S547)

No. 657

An Act To Amend Section 46-657, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Heights And Lengths Of Vehicles, So As To Increase The Height And Length Allowable.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-657, 1952 Code, amended—maximum height and length of vehicles.—Section 46-657, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 46-657. No motor vehicle shall exceed a length of forty feet extreme overall dimension, inclusive of front and rear bumpers and load carried thereon, and any motor vehicle in excess of thirty-five feet shall have not less than three axles, except buses with two axles approved by the Department. No combination of vehicles coupled together shall consist of more than two units and no such combination of vehicles including any load thereon shall have an overall length, inclusive of front and rear bumpers, in excess of fifty-five feet, except a house trailer and its pulling unit which may be sixty feet in overall length and except as otherwise provided in respect to the use of a pole trailer as authorized in Section 46-659; *provided*, that any combination vehicles greater than fifty-five feet in length shall only be moved on highways within this State during daylight hours. No vehicle, unladen or with load, shall exceed a height of thirteen feet, six inches. *Provided*, however, that it shall be unlawful for any person to operate or attempt to operate under any underpass having a vertical clearance of less than thirteen feet, six inches, any vehicle with a height in excess of the vertical clearance of said underpass posted in accordance with the Manual on Uniform Traffic Control Devices provided for in Section 46-301. *Provided*, further, that neither the State of South Carolina nor any

agency or subdivision thereof, nor any person, firm or corporation, shall be required to raise, alter, construct or reconstruct any existing underpass, wire, pole, trestle, or other structure to permit the passage of any vehicle and neither the State of South Carolina nor any agency or subdivision thereof, shall be liable for any personal injury or property damage resulting from the operation of a vehicle over any highway, road, or bridge, or through any underpass, having a vertical clearance of less than fourteen feet where the Highway Department, or other body having maintenance jurisdiction of same, has posted notice of such reduced vertical clearance in accordance with the Manual on Uniform Traffic Control Devices provided for in Section 46-301."

SECTION 2. Repeal.—All acts or arts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R751, S555)

No. 658

An Act To Amend Section 23-261, Code Of Laws Of South Carolina, 1952, Relating To The State Committee Of Political Parties, So As To Provide That Members Of The National Committee Of A Political Party Shall Be Ex Officio Members Of The State Committee.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-261, 1952 Code, amended—political parties—State committee—members—officers—meetings—vacancies—nominate presidential electors.—Section 23-261, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 23-261. The State Committee shall be composed of one member from each county, to be elected by the county conventions, and the State chairman and State vice-chairman to be elected by the State convention. If the office of State chairman or State vice-chairman shall become vacant by death, resignation, or otherwise, the State committee may fill the vacancy by electing a chairman or

vice-chairman to serve until the organization of the next regular State convention. The State committee shall choose its other officers, not necessarily members thereof. The State chairman shall vote only in case of a tie. The State committee shall meet at the call of the State chairman or any five members and at such time and place as he may appoint. Vacancies on the State committee other than in the offices of State chairman and State vice-chairman, however occurring, shall be filled by the respective county committees. The members of the State committee shall continue in office for two years from the time of their election, and until their successors have been elected. The State committee shall nominate presidential electors and any vacancy in the State ticket of electors or in the national committee of a party, however occurring, shall be filled by the State committee; all by a majority of the whole committee.

Those persons named as members of the national executive committee of a national party shall be ex officio members of the State committee."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R752, S497)

No. 659

An Act To Repeal Section 3-22, Code Of Laws Of South Carolina, 1952, Relating To The Cooperation Of Coast Section Farmers With Scientific Agriculturists From Clemson College.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3-22, 1952 Code, repealed.—Section 3-22, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R754, S462)

No. 660

An Act To Amend Sections 21-1223 And 21-1224, Code Of Laws Of South Carolina, 1952, As Amended, Providing For A Tax Levy For The Elementary And High Schools Of Anderson County, So As To Require That The Money Derived From The Tax Shall Be Distributed Among The Various School Districts Of The County Instead Of Specifying Five School Districts; And To Provide For An Election To Determine If The Qualified Electors Of Piedmont School District No. 23 And Rock Hill School District No. 41 Desire That Piedmont School District No. 23 Be Returned To The Jurisdiction Of Anderson County, And To Repeal Section 21-1226, Code Of Laws Of South Carolina, 1952, In The Event Of A Favorable Vote On The Question.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-1223, 1952 Code, amended—tax levy for Anderson County elementary schools.—Section 21-1223, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 21-1223. There shall be an annual levy of seven mills on the dollar of all taxable property in Anderson County, and the money derived therefrom shall be placed to the credit of the county board of education and by the county board distributed among the various school districts of Anderson County on the average attendance basis of elementary school pupils. Such money received by any school district shall be used solely to pay expense of operating the schools of the district.”

SECTION 2. Section 21-1224, 1952 Code, amended—tax levy for Anderson County high schools.—Section 21-1224, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 21-1224. There shall also be an annual levy of thirteen mills on the dollar of all taxable property in Anderson County, and the money derived therefrom shall be placed to the credit of the county board of education and by the county board distributed among the various school districts of Anderson County on the average attendance basis of high school pupils. Such money received by any school district shall be used solely to pay expenses of operating the schools of the district.”

SECTION 3. Election concerning control of Piedmont School District 23 of Anderson County.—The Election Commissioners of Anderson County shall hold an election on June 14, 1960, to determine whether or not the former Piedmont School District No. 23 of Anderson County shall be brought back under the control of Anderson County and operated for the benefit of the children of the county as other county schools are operated.

SECTION 4. Only certain persons eligible to vote—ballots.—Only qualified electors residing within Piedmont School District No. 23 and Rock Hill School District No. 41 shall be authorized to vote in the election concerning the return of Piedmont School District No. 23 to the jurisdiction of Anderson County. Ballots shall be provided at the various voting precincts with the following question printed thereon:

“Shall Piedmont School District No. 23 be brought back under the control of Anderson County and operated for the benefit of the children of the county as other county schools are operated?

YES ☐
NO ☐

SECTION 5. Conduct of election—results.—The commissioners of election shall have complete charge of the election and shall appoint box managers and such other election officials as are necessary for the proper conduct of the election. They shall have the ballots counted and the results announced in the same manner as ballots are counted and results announced in general elections.

SECTION 6. Section 21-1226, 1952 Code, repealed and Sections 1 and 2 of this act to become effective, contingent upon results of the election.—Section 21-1226, Code of Laws of South Carolina, 1952, is repealed in the event that the qualified electors vote in favor of bringing Piedmont School District No. 23 back under the control of Anderson County; and Sections 1 and 2 of this act shall become effective only in the event that the qualified electors vote in favor of bringing Piedmont School District No. 23 back under the jurisdiction of Anderson County.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R755, H2143)

No. 661

An Act To Amend Section 15-1112, Code Of Laws Of South Carolina, 1952, Relating To Certain Juvenile And Domestic Relations Courts, So As To To Designate Such Courts As Courts Of Record.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15-1112, 1952 Code, amended—certain juvenile and domestic relations courts to be courts of record.—Section 15-1112, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 15-1112. Each such court shall be a court of record and shall have an official seal in such form as may be prescribed by the judge.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R756, H2158)

No. 662

An Act To Amend Section 59-364, Code Of Laws Of South Carolina, 1952, Relating To The Revenue Bond Act For Utilities, So As To Further Define The Meaning Of The Word “System” So That Certain Airports And Harbors Improvement Plans May Be Combined Into A Single System; To Provide For Raising Money For Such Combined System; To Provide That Money May Be Raised For Airport And Harbor Improvements By Bond Issues; And To Prescribe How The Payment Of The Principal And Interest Of Such Bonds So Issued May Be Secured.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-364, 1952 Code, amended—Revenue Bond Act for Utilities—cities with airport may combine airport and harbor improvements into a single system.—Section 59-364,

Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following:

"Provided, that any city owning and operating a municipal airport may combine such airport with any harbor improvement plan, including one providing docking and other facilities common to marinas or yacht basins, into a single system for all of the purposes of this Article, and it may secure such bonds as may be issued therefor by pledges of the revenues from such combined system and it may additionally secure such bonds by pledges of any of the revenues that might from time to time become receivable by said city from any other source or sources except the proceeds of ad valorem taxes. Bonds issued pursuant to this Article for such purposes may, in the discretion of the Governing Body of said city, be primarily secured by a pledge of the net revenues from such system, or, as provided by Section 59-402, by a pledge of the gross revenues as herein provided."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R764, H2407)

No. 663

An Act Providing For The Commencement Of The Term Of Office Of Tax Collector Of Hampton County And Extending The Present Term.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Term of Hampton County Tax Collector.—The term of office of the tax collector of Hampton County shall commence on July 1, 1961, and the current term of office is hereby extended to end on June 30, 1961, and thereafter the regular term of office shall be two years.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R765, H2408)

No. 664

An Act Providing For The Commencement Of The Term Of Office Of Auditor Of Hampton County And Extending The Present Term.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Term of Hampton County Auditor.—The term of office of the county auditor of Hampton County shall commence on October first in each year following a presidential election year, and the current term of office is hereby extended to end on September 30, 1961, and thereafter the regular term of office shall be four years.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R769, H2346)

No. 665

An Act To Amend Act No. 37 Of The Acts Of 1957, Relating To Building Registration Certificates In Jasper County, So As To Require Contractors Or Builders To Execute And File Such Certificates.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 37 of 1957 amended—building certificates required in Jasper County.—Section 1 of Act No. 37 of the Acts of 1957 is amended by adding after the word “construct” on line 1 the following: “and any person who contracts to construct, or does construct,” so that, when so amended, Section 1 shall read as follows:

“Section 1. Any person who intends to construct and any person who contracts to construct, or does construct, any new building or any addition to an existing building in Jasper County, which construction shall cost five hundred dollars or more, shall execute and file with the Auditor of Jasper County a building certificate giving information of the cost of such building before any construction shall be commenced. A filing fee of fifty cents shall be paid to the Auditor.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R771, H2366)

No. 666

An Act To Provide For The Preparation Of The Official Enrollment Books Of Qualified Electors For Jury Purposes In Hampton County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Time for preparing jury list in Hampton County.—Notwithstanding the provisions of Section 38-52, Code of Laws of South Carolina, 1952, in Hampton County the time for the preparation of the jury list as therein authorized and directed shall be in the month of November of each year.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R772, S590)

No. 667

An Act To Amend Act No. 351 Of The Acts Of 1955, Relating To Rural Fire Trucks In Chester County, So As To Delete The Provisions That The Organizations To Which The Trucks Are Assigned Shall Maintain Them.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act 351 of 1955 amended—Chester County Board Of Rural Fire Control may purchase fire trucks—assignment of.—Section 3 of Act No. 351, of the Acts of 1955, is amended by striking on lines 8 and 9 the words “maintenance, upkeep” so that when so amended Section 3 shall read as follows:

“Section 3. The board may under the provisions of this act out of the funds made available to it, purchase fire trucks suitable for rural use in controlling and fighting fire. Such fire trucks shall be standard equipment and as nearly uniform as possible so as to allow interchange and co-ordinated use in an emergency and to make possible efficient and economic maintenance and upkeep. All such equipment purchased under this act shall remain the property of the county. The responsibility for the use, operation, and housing shall be solely with the town, city or rural fire protection organization to which the equipment is assigned as provided for in this act.

The dollar value of the equipment assigned to the respective towns, cities or organizations shall be as nearly equal as practicable without sacrificing quality in an effort to obtain dollar value equality. The board may assign and re-assign, if necessary, fire fighting trucks and equipment to any place within Chester County that it deems best in order to carry out the purpose of this act.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R773, S597)

No. 668**An Act To Set The Civil Jurisdiction Of Magistrates In Greenwood County.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Civil jurisdiction of magistrates in Greenwood County.—Magistrates in Greenwood County shall have jurisdiction in civil cases where the amount claimed or the value of property in controversy does not exceed one hundred dollars, but shall not include cases where the title to real estate is in question nor to cases in chancery.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R774, S598)

No. 669**An Act To Make Further Provision For The Catching Of Shad In Berkeley County.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Use and size of nets for catching shad in Berkeley County.—Notwithstanding the provisions of Section 28-886, Code of Laws of South Carolina, 1952, as amended, in Berkeley County a five and one-half inch mesh net may be used to catch shad and it shall be lawful to set such nets from Monday noon until Saturday noon during the open shad season.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R775, S599)

No. 670

An Act To Amend Sections 14-1071, 14-1072, 14-1073, 14-1075 And 14-1078, Code Of Laws Of South Carolina, 1952, Relating To The Creation, Composition, Powers And Duties Of The Berkeley County Industrial Board, So As To Make Further Provisions Therefor And To Change The Name Of The Board To The Berkeley County Development Board, And To Repeal Sections 14-1076, 14-1077 And 14-1079, Code Of Laws Of South Carolina, 1952, Relating To Obsolete Powers And Duties Of The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1071, 1952 Code, amended—Berkeley County Development Board created—function—members.—Section 14-1071, Code of Laws of South Carolina, 1952, is amended by striking on line one the words “industrial board” and inserting in lieu thereof “Berkeley County Development Board”; by adding after the first sentence the following: “The function of the board shall be to encourage the location of industry and the tourist trade and the promotion of adequate markets for the products grown by the farmers of Berkeley County through the institution of an advertising program, through cooperative efforts with municipalities of the county and organizations having similar aims, and through such other activities as will tend to accomplish the purposes of the board to generally promote the development of Berkeley County.”; by striking on line three the word “five” and inserting in lieu thereof the word “nine”; by striking on lines three, four and five the following: “one of whom shall be the county supervisor, whose membership on said board shall be ex officio by the holder of said office” and inserting in lieu thereof the following: “five of whom shall be the county supervisor and the mayors of the incorporated municipalities within Berkeley County, whose membership on the board shall be ex officio by the holders of such offices”; by striking on line five the word “elected” and inserting in lieu thereof the word “appointed”; by striking on line seven the word “election” and inserting in lieu thereof the word “appointment”; by striking on line eight the word “elected” and inserting in lieu thereof the word “appointed”; and by striking on line nine the word “election” and inserting in lieu thereof the word “appointment” so that when amended the section shall read as follows:

"Section 14-1071. The Berkeley County Development Board is hereby created and established as a body corporate and politic to serve as an agency and a part of the government of the county. The function of the board shall be to encourage the location of industry and the tourist trade and the promotion of adequate markets for the products grown by the farmers of Berkeley County through the institution of an advertising program, through cooperative efforts with municipalities of the county and organizations having similar aims, and through such other activities as will tend to accomplish the purposes of the board to generally promote the development of Berkeley County. Said board shall consist of nine members, five of whom shall be the county supervisor and the mayors of the incorporated municipalities within Berkeley County, whose membership on the board shall be ex officio by the holders of such offices. The remaining four members shall be appointed by a majority, including the Senator, of the county legislative delegation and shall hold office for terms of two years and until the appointment and qualification of their successors, who shall be appointed in the same manner and for like terms. They shall be commissioned by the Governor forthwith upon their appointment, but pending the issuance of such commissions such members shall have all of the powers and authority herein given unto said board and its members."

SECTION 2. Section 14-1072, 1952 Code, amended—vacancies—removal of members.—Section 14-1072, Code of Laws of South Carolina, 1952, is amended by striking on line two the word "elected" and inserting in lieu thereof the word "appointed" and by striking on line four the words "county supervisor" and inserting in lieu thereof the words "ex officio members" so that when amended the section shall read as follows:

"Section 14-1072. In the event of a vacancy caused by death, resignation, removal or otherwise, a successor shall be appointed in the manner provided in Section 14-1071, to serve for the remainder of the unexpired term. Any member other than the ex officio members may be removed by the legislative delegation for good cause, after a hearing thereon by the delegation."

SECTION 3. Section 14-1073, 1952 Code, amended—officers—by-laws—compensation.—Section 14-1073, Code of Laws of South Carolina, 1952, is amended by striking on line one the following: ", who shall be the county supervisor," and by changing the period at the end

of the section to a comma and adding the following: "except a per diem as provided for in the Annual Berkeley County Appropriation Act.", so that when amended the section shall read as follows:

"Section 14-1073. The board shall have a chairman and a secretary-treasurer, who shall be elected by the members thereof. The board may adopt suitable bylaws, rules and regulations not inconsistent herewith for its proper operation. The members of the board shall serve without compensation, except a per diem as provided for in the Annual Berkeley County Appropriation Act."

SECTION 4. Section 14-1075, 1952 Code, amended—deposit and disbursement of funds—accept gifts and grants.—Section 14-1075, Code of Laws of South Carolina, 1952, is amended by striking on line one "industrial" and inserting in lieu thereof the word "development" and by adding at the end of the section the following: "The board may accept gifts and grants of money from either private or public sources to be used in carrying out the purposes of the board.", so that when amended the section shall read as follows:

"Section 14-1075. The funds of the development board shall be deposited with the county treasurer and kept in accounts separate from other accounts of the county and shall be withdrawn only on checks or vouchers approved by the county supervisor and the secretary-treasurer of the board. The board may accept gifts and grants of money from either private or public sources to be used in carrying out the purposes of the board."

SECTION 5. Section 14-1078, 1952 Code, amended—cooperate with other agencies.—Section 14-1078, Code of Laws of South Carolina, 1952, is amended by striking out all the section and inserting in lieu thereof the following to be Section 14-1078:

"Section 14-1078. For the purpose of carrying out the provisions of this act the board is authorized to cooperate with the State Development Board, all towns, chambers of commerce, business leagues, civic clubs and other similar organizations in Berkeley County and all other agencies and organizations within and without the county which the board may desire to cooperate with in the furtherance of the development and advertisement of Berkeley County."

SECTION 6. Repeal—Sections 14-1076, 14-1077 and 14-1079, 1952 Code, repealed.—Sections 14-1076, 14-1077 and 14-1079, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R776, S607)

No. 671

An Act To Amend Section 3 Of Act 290 Of 1959 Relating To Election Of Trustees Of Greenwood School District 51, So As To Provide That The Candidates Receiving The Highest Number Of Votes Cast Shall Be Elected To The Existing Vacancies, And To Provide That If The Number Of Qualified Candidates Equals The Number Of Existing Vacancies, Then The Candidates Shall Be Deemed Elected Without An Election Being Held.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 290 of 1959, amended—election of trustees for School District 51 in Greenwood County—when election not necessary.—Section 3 of Act 290 of 1959 is amended by adding at the end thereof the following: "No run-off election shall be held. The candidates receiving the highest number of votes cast during the election shall be deemed elected to the existing vacancies. If the number of qualified candidates offering for election equals the number of existing vacancies, then the candidates shall be deemed elected without an election being held."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R777, H1264)

No. 672

An Act To Amend Section 63-70, Code Of Laws Of South Carolina, 1952, Relating To The Allocation And Disbursement Of State Funds For Soil Conservation Districts, So As To Delete

The Last Sentence Of The Section Which Requires That Such Funds Shall Be Payable To And Disbursed By The Treasurer Of Clemson Agricultural College Of South Carolina, And To Provide That Such Funds Shall Be Disbursed By The State Treasurer On Warrants Signed And Approved By The Committee.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 63-70, 1952 Code, amended—allocation and disbursement of State funds for soil conservation districts.—Section 63-70, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 63-70. Unless otherwise provided by law all moneys which may from time to time be appropriated out of the State Treasury for the use of soil conservation districts shall be available to pay the administrative and other expenses of such districts and shall be allocated by the Committee among the districts already organized and to be organized during the fiscal year for which such appropriation is made. Such allocation shall be fair, reasonable and in the public interest, giving due consideration to the greater relative expense of carrying on operations within the particular districts because of such factors as unusual topography, unusual severity of erosion, special difficulty of carrying on operations, special volume of work to be done and the special importance of instituting erosion control and soil conservation operations immediately. In making allocations of such moneys, the Committee shall reserve an amount estimated by it to be adequate to enable it to make subsequent allocations in accordance with the provisions of this section from time to time among districts which may be organized within the current fiscal year after the initial allocations are made. All appropriations made for the purpose of this chapter shall be disbursed by the State Treasurer on warrants approved and signed by the Committee.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R778, H1340)

No. 673**An Act To Provide For The Use Of Baskets For Catching Nongame Fish In The Waters Formerly Controlled By The Catawba-Wateree Fish And Game Commission And To Provide Penalties For Violation Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Use of baskets for catching nongame fish in waters formerly controlled by Catawba-Wateree Fish and Game Commission—tags.—Baskets designed to catch nongame fish may be used for catching nongame fish in the bodies of water formerly under the control of the Catawba-Wateree Fish and Game Commission. The Director of the Division of Game shall specify the design and type basket that may be used. Before a basket is used in these waters, a nongame fish tag must be secured from the game warden or an agent of the Division of Game at a cost of one dollar per tag. Each such nongame fish tag shall be good for only the calendar year in which issued. Each basket shall have a nongame fish tag attached thereto and shall be plainly marked by means of a float or other device so that the same may be found and checked by officers charged with the enforcement of the law. No game fish, or fishing tackle used to catch game fish, shall be in possession of any person while fishing baskets.

SECTION 2. Penalties.—Any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of one hundred dollars or imprisonment for thirty days, or both.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R779, H1451)

No. 674**An Act To Provide For The Defense Of Officers And Employees Of The State Of South Carolina, Or Of Any Political Subdivision Thereof, Prosecuted In Any Action Or Special Proceed-**

ing In The Courts Of This State, Or The United States, By Reason Of Any Act Done Or Omitted In Good Faith In The Course Of Their Employment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Attorney General to defend certain State officials and employees.—In the event that any officer or employee of the State of South Carolina, or of any political subdivision thereof, be prosecuted in any action, civil or criminal, or special proceeding in the courts of this State, or of the United States, by reason of any act done or omitted in good faith in the course of his employment, it is made the duty of the Attorney General, when requested in writing by any such officer or employee, to appear and defend the action or proceeding in his behalf. Such appearance may be by any member of his staff or by any solicitor or assistant solicitor when directed to do so by the Attorney General.

SECTION 2. Investigation prior to defense.—Before any such defense, however, is undertaken, an investigation shall be made of the facts on which the action or special proceedings are based and unless, in the opinion of the Attorney General, it appears that the officer or employee was acting in good faith, without malice, and in the course of his employment, the investigation shall proceed no further, nor shall any defense be provided for him by virtue of this act. The investigation herein required to be made may be made by the Attorney General, any member of his staff, or by any solicitor or assistant solicitor when directed to do so by the Attorney General. In the event that it should appear that any such officer or employee is covered by any policy of insurance, under the terms of which the carrier is required to provide counsel, the Attorney General may, in his discretion, make no further investigation and provide no representation for any such party.

Any and all information obtained by virtue of the provisions of this act shall be considered confidential and shall not be admissible as evidence in any such action or special proceeding, and no reference thereto shall be made in any such trial or hearing.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R780, H1871)

No. 675

An Act To Amend The Code Of Laws Of South Carolina, 1952, So As To Add A New Section To Be Known As Section 65-2686 Providing A Three Year Statute Of Limitations For Filing Claims For Refund Of License Fees And Taxes And To Provide For Appeals To The Circuit Courts.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. 1952 Code amended—Section 65-2686 added—application for refunds from Tax Commission—legal actions—time limit.—The Code of Laws of South Carolina, 1952, is amended by adding a new section to be known as Section 65-2686 to read as follows :

“Section 65-2686. Notwithstanding any other provisions of this title, whenever it shall appear to any taxpayer that any license fee or tax imposed under this title has been erroneously, improperly or illegally assessed, collected or otherwise paid over to the Commission, the taxpayer, by whom or on whose behalf the license fee or tax was paid, may make application to the Commission to abate or refund in whole or in part such license fee or tax. Should the Commission, after having given such taxpayer a reasonable opportunity to be heard, decline to make such abatement or refund, the taxpayer may, within thirty days of the date of receipt of notice of the Commission’s action declining the abatement or refund, bring an action against the Commission for recovery of the license fee or tax. The provisions of this section shall apply whether or not the license fee or tax in question was paid under protest, but shall only be available where the application provided for here is made in writing to the Commission within a period of three years from the date the license fee or tax was due to have been paid, without regard to extensions of time for payment, or if a later date would result, within one year of payment where an additional license fee or tax is assessed and paid. Such action shall be brought in the Court of Common Pleas for Richland County except that a resident of this State may elect to bring said action in the Court of Common Pleas for the county of his residence. A taxpayer or licensee who brings an action provided for in Sections 65-2661 and 65-2662 shall be considered as having elected his remedy and is denied the benefits of this section.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor and apply to taxes or license fees paid or assessed after December 31, 1959.

Approved the 13th day of April, 1960.

(R781, H1932)

No. 676

An Act Making Insurance Agents Personally Liable For Policies Sold By Them For Insurance Companies Not Licensed To Do Business In This State.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Agents of unlicensed insurance companies liable for policies.—Every insurance agent or broker who sells an insurance policy, written or issued by an insurance company not licensed to do business in this State, shall be personally liable for the limits of the coverage provided for in such policies if the agent or broker fails to comply with the provisions of Title 37, relating to policies issued by companies not licensed to do business in this State.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R783, H1953)

No. 677

An Act To Exempt Pension Plans, Annuity Trusts Or Similar Arrangements Established By Employers For The Benefit Of Employees And Their Beneficiaries From The Laws Against Perpetuities.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Certain pension plans exempt from laws against perpetuities.—Pension, profit sharing, stock bonus and annuity trusts, or combinations thereof, established by employers for the purpose of distributing both the principal and income thereof exclusively to eligible employees, or the beneficiaries of such employees, shall not be invalid as violating any laws or rules against perpetuities or restraints on the power of alienation of title to property; but such trust may continue for such period of time as may be required by the provisions thereof to accomplish the purposes for which they are established.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R784, H2011)

No. 678

An Act To Provide For Reduction In The Amount Of Bonds Required Of Certain Fiduciaries.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bonds of certain fiduciaries may be reduced.—Any administrator, executor, guardian or committee may, upon filing an accounting and an ex parte petition, request a probate court to reduce his bond then in effect to an amount as required by law on the corpus then remaining and the court may, upon a proper showing, order the bond reduced. Nothing in this section, however, shall in any way alter the liability on the bond before reduction.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R785, H2012)

No. 679

An Act To Amend Section 10-2551, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Payment Of Money Due Minors Or Other Incompetents, So As To Provide That A Guardian Or Committee May Be Discharged If The Funds Of A Minor Or Other Incompetent In His Custody Are Reduced To One Thousand Dollars Or Less, And To Designate To Whom The Remaining Funds May Be Paid.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-2551, 1952 Code, amended—guardian or committee of minors or incompetents may be discharged if money reduced to one thousand dollars or less.—Section 10-2551, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following :

“Provided, that when a guardian or committee has been appointed for a minor or other incompetent and an accounting is filed with the probate court and the corpus then remaining for the benefit of the minor or other incompetent is one thousand dollars or less the court in its discretion may order the corpus to be paid to the minor or other incompetent or the father or mother of such minor or other incompetent or if the father or mother be dead to some other person for the benefit of such minor or other incompetent as to such court may seem best, after which the guardian or committee may be discharged as provided by law.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R786, H2066)

No. 680

An Act To Repeal Subparagraph (3) Of Section 28-1214, As Amended, Code Of Laws Of South Carolina, 1952, Relating To The Prohibition Against The Use Of Traps, Seines And Nets

In The Waters Of Lake Marion, Lake Moultrie, The Diversion Canal And The Tail Canal.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subparagraph (3) of Section 28-1214, 1952 Code, repealed.—Subparagraph (3) of Section 28-1214, as amended, Code of Laws of South Carolina, 1952, relating to the prohibition against the use of traps, seines and nets in the waters of Lake Marion, Lake Moultrie, the Diversion Canal and the Tail Canal is repealed.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R787, H2067)

No. 681

An Act To Amend Act No. 251 Of The Acts Of 1955, As Amended, Relating To The Use Of Trot Lines Or Baskets In Certain Waters, So As To Allow Their Use In Certain Portions Of The Congaree And Wateree Rivers And To Make Further Provision For The Use Of Traps, Seines And Nets In Certain Waters.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 251 of 1955 amended—trot lines or baskets may be used at Lake Marion, Lake Moultrie, Congaree River and Wateree River—conditions—purchase tags.—Section 1 of Act No. 251 of the Acts of 1955, as amended, is further amended to read as follows :

“Section 1. Trot lines or baskets may be used in the waters of Lake Marion, Lake Moultrie, the Diversion Canal connecting these lakes, the waters of the Congaree River up to Blossom Street Bridge in Richland County and the waters of the Wateree River up to U. S. Highway 76 Bridge, for the taking of non-game fish, provided the trot lines are baited only with cut bait or dough balls. If fish or minnows are used for cut bait they must be cut in not less than four

parts. Trot lines and/or baskets may be used provided that a tag issued by the Wildlife Resources Department is attached to each trot line and basket, such tags to cost one dollar each. The tag must be securely attached to each basket and trot line. No trot line may have more than fifty hooks. The tags shall be good for the calendar year in which they are issued. *Provided*, that no traps, seines, gill nets or tramble nets may be used for fishing at any time in these waters except for purposes as provided in Section 28-1214, Code of Laws of South Carolina, 1952, as amended."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R788, H2183)

No. 682

An Act To Amend Item 1 Of Section 46-154, Code Of Laws Of South Carolina, 1952, As Created By Act No. 309 Of The Acts Of 1959, Relating To The Operation Of Motor Vehicles By Minors, So As To Authorize The Highway Department To Issue A Special Restricted Driver's License To Any Person Who Has Acquired An Instruction Permit; And To Amend Subsection (b) Of Section 46-155 Of The Code, As Created By Act No. 255 Of The Acts Of 1959, Authorizing The Highway Department To Issue Instruction Permits, So As To Authorize The Department To Issue Such Permits To Students Enrolled In Driver Training Courses Of Duly Licensed Driver Training Schools.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item 1 of Section 46-154, 1952 Code, amended—drivers' licenses not to be issued to certain persons—exemptions.—Item 1 of Section 46-154, Code of Laws of South Carolina, 1952, as created by Act No. 309 of the Acts of 1959, is amended to read as follows:

"1. To any person who is under sixteen years of age, except that the Department may issue a beginner's or instruction permit as

hereinafter provided for to any person who is at least fourteen years of age; and except that the Highway Department may issue a Special Restricted Driver's License to any person who is at least 14 years old and less than 16 years old, who has first acquired a beginner's permit or an instruction permit and who has successfully passed such road tests or otherwise as the Highway Department may in its discretion prescribe, which Special Restricted Driver's License shall be valid and lawful only under the following conditions:

(a) In the operation of all type vehicles, except that between the hours of 6:00 p.m. o'clock and 6:00 a.m. o'clock the holder of such Special Restricted Driver's License must be accompanied by a licensed adult 21 years of age or more, or accompanied by the holder's parent or guardian.

(b) In the operation of farm machinery and equipment (other than a passenger car) while engaged in agricultural pursuits.

(c) In the operation of a motor scooter, or light motor driven cycle of five brake horse power or less;."

SECTION 2. Subsection (b) of Section 46-155, 1952 Code amended—instruction permits may be issued to students taking driver training courses.—Subsection (b) of Section 46-155, Code of Laws of South Carolina, 1952, as created by Act No. 255 of the Acts of 1959, is amended to read as follows:

"(b) The State Highway Department upon receiving proper application may in its discretion issue to students regularly enrolled in standard high school driver education courses or enrolled in driver training courses of driver training schools duly licensed under Act No. 619 of the Acts of 1954 instruction permits effective for the duration of the course, even though the applicant has not reached the legal age to be eligible for a driver's license. Such instruction permit shall entitle the permittee when he has such permit in his immediate possession to operate a motor vehicle only on a designated highway or within a designated area, but only when an approved instructor for such course is occupying a seat beside the permittee. No fee shall be charged for instruction permits."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R790, H2351)

No. 683

An Act To Establish A Civil And Criminal Court For A Certain Portion Of Darlington County; To Prescribe Its Jurisdiction, Powers And Rules; To Provide For Its Officers And Their Compensation; To Impose Upon The Judge Of Such Court The Duties Of The Office Of Master And To Repeal Act No. 117 Of The Acts Of 1955, As Amended, Relating To The Civil And Criminal Court Of Darlington County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Civil and Criminal Court for Darlington County established.—There is hereby established a Civil and Criminal Court for Darlington County, except that portion of the county formerly known and designated as Pond Hollow School District, with such jurisdiction, powers and rules as are herein provided.

SECTION 2. Court of record—seal—validity of judgments.—The Court shall be one of record, and have a seal inscribed with the words "Civil and Criminal Court of Darlington County", and the same presumption in favor of its jurisdiction and the validity of its judgments and decrees shall hold as in the case of judgments rendered by circuit courts.

SECTION 3. Rules of court.—All general laws and statutory provisions applicable generally to the circuit courts of this State shall apply to the Court and to the conduct and trial of cases therein; but any judgment rendered, other than that upon the verdict of a jury, may be entered upon the day of such rendition.

SECTION 4. Form of pleadings and rules of procedure.—The same form of pleadings and the same rules of procedure, practice and evidence shall obtain in the Court as is provided by law for the trial of cases in the circuit courts.

SECTION 5. Jury trial may be demanded in civil actions.—Any party to a civil action may demand a jury trial in cases wherein a trial by jury is granted as a right under the Constitution and Laws of this State, but demand must be made on or before the first day of the term, or upon the call of the calendar on the first day of the term, and the failure to make such demand shall be a waiver of the right, where not inconsistent with this act.

SECTION 6. Jurisdiction in pending cases.—In all pending cases within the jurisdiction of the Court the Judge shall have the same jurisdiction in open court and at chambers as is possessed by circuit judges over cases pending in circuit courts.

SECTION 7. Civil jurisdiction.—The Court shall have concurrent jurisdiction with the court of common pleas in all civil cases and special proceedings both at law and in equity, except cases at law where the amount demanded in the complaint exceeds fifteen thousand dollars, or when the value of the property involved exceeds fifteen thousand dollars, but such jurisdiction shall not extend to cases where the title to real estate is in question. The Court shall have concurrent jurisdiction with the court of common pleas in actions relating to divorce from the bonds of matrimony, annulments and all matters affecting the custody and maintenance of children. The Court shall have the power and jurisdiction in cases involving the adoption of minors. The Judge of the Court may act as special referee in such matters as the circuit court shall deem advisable to refer to him.

SECTION 8. Criminal jurisdiction.—The Court shall have concurrent jurisdiction with the court of general sessions in all criminal cases except murder, manslaughter, rape, attempt to rape, arson, common law burglary, bribery or perjury.

SECTION 9. Transfer of cases.—Upon motion of the solicitor, the judge of the court of general sessions may at any time after the finding of an indictment and before trial, in open court or at chambers, transfer any criminal cases within the jurisdiction of the Civil and Criminal Court of Darlington County to the Judge thereof for trial. Upon motion of the solicitor, the judge or clerk of court of general sessions may at any time upon the written consent of the defendant or his attorney of record, before or after the finding of an indictment, before trial, at chambers or otherwise, transfer any criminal cases within the jurisdiction of the Civil and Criminal Court of Darlington County to the Judge thereof, who shall proceed to try and dispose of them. Upon motion of the solicitor the Judge of the Civil and Criminal Court of Darlington County, may in open court or at chambers, transfer any of such cases back to the court of general sessions. The Solicitor of the Fourth Judicial Circuit shall appear in the Civil and Criminal Court of Darlington County and prosecute all criminal cases before such court.

SECTION 10. Terms of court.—The Court shall be held at the discretion of the Judge at such times as he may deem necessary and continue for such time as is required to dispose of the business before the Court; however, the Court shall always be open for cases and hearings such as can be disposed of without a jury, including pleas of guilty in criminal matters. At least seven days before the commencement of any term of court the Judge shall give notice of such term of court by publishing a statement in one of the newspapers published in the county or by posting such statement at the courthouse door. Such statement shall state the time and place of the commencement of the term of court.

SECTION 11. Drawing and summoning of jurors.—The board of jury commissioners as constituted by law for the drawing of the jurors for the circuit court shall constitute the board of jury commissioners for the drawing of jurors to attend the sessions of the Court. The commissioners shall, upon the order of the Court at such times as shall be fixed and after five days notice of such drawing, draw a panel of petit jurors from the jury box, whether a jury has been previously drawn or not, and shall immediately issue to the sheriff a venire containing the names of the persons drawn as petit jurors. Such venire shall be returnable at such times as may be named by the Court, and the persons so served shall be the jurors. The law relating to the qualification, drawing and summoning of jurors of the circuit court shall apply, except as otherwise provided in this section. Not more than eighteen persons shall be drawn and summoned to attend at the same time at any session of the Court, unless the Court shall order otherwise. Jurors drawn and summoned shall appear and attend upon the sessions of the Court for which summoned until excused or discharged by the Judge. Service as a juror in the Court shall not exempt a juror from service as such in the circuit court in the same year, nor shall a juror be required to serve in the Court more than once in the same year. The plaintiff and defendant in a civil cause shall each be allowed to strike three jurors, and the prosecution and the defense in a criminal matter shall be allowed to strike three, from a panel of twelve to be drawn from the venire by the clerk so that the number of jurors remaining shall be six who shall try the case or cause.

SECTION 12. Clerk of court—fees—duties—record books.—The clerk of the circuit court shall be ex officio clerk of the Court, and shall keep such calendars, minutes and records and the cases

pending, and attend and perform the duties as required of him by law as clerk of the circuit court. The costs and fees of the clerk in cases in the Court shall be the same as those allowed in similar cases in the court of common pleas. The County Board of Directors of Darlington County shall provide all books necessary for keeping records of the Court and a current copy of the Code of Laws of South Carolina.

SECTION 13. Duties of sheriff.—The sheriff of the county shall attend upon all sessions of the Court and shall execute the orders, writs and mandates as required by law of him in the circuit court. The costs and fees of the sheriff in cases in the Court shall be the same as those allowed in similar cases in the circuit court.

SECTION 14. Compensation of jurors and witnesses.—Jurors in attendance at the Court shall receive as compensation for their services the same per diem and mileage as is allowed jurors in the circuit court, and witnesses in attendance shall receive the same compensation as witnesses in attendance upon the circuit court.

SECTION 15. Judge—appointment and term.—The Judge of the Civil and Criminal Court of Darlington County shall be appointed by the Governor in the following manner. The Darlington County Bar Association shall assemble at the courthouse on a day and at an hour to be fixed by the president of the association, and shall select from its membership one attorney who shall receive a majority of the votes of the attorneys present. His name shall be immediately transmitted to the Senator of Darlington County for approval or disapproval by the County Legislative Delegation. If a majority of the Delegation including the Senator approve the selection from the association the Senator shall transmit the name of the person so selected to the Governor, who shall thereupon appoint him. His term of office shall be for six years and until his successor is elected and qualifies; each appointment thereafter shall be for a term of six years and shall be made in the same manner as herein provided.

SECTION 16. Oath—powers and duties—compensation—vacancies—special judge.—The Judge, before entering upon the duties of his offices shall take the same oath of office as required by law of all circuit judges and shall be commissioned in the same manner as circuit judges. He shall possess all the powers in respect to preserving order or punishing for contempt of court as now possessed by circuit judges. He shall not charge on the facts but shall declare the law

only. As compensation for his services the Judge shall receive ten thousand dollars to be paid in monthly installments and such expense allowance as may be provided in the annual county appropriation act. All vacancies in the office of the Judge of the Court shall be filled by appointment for the unexpired term only by the Governor in the same manner as herein provided for appointments for the full term. In case of absence or inability of the Judge at the time fixed for holding any term of Court, the Governor, upon the recommendation of a majority of the Darlington County Bar Association, may appoint some suitable and qualified member of the association to hold the term of court as special judge.

SECTION 17. Bailiffs—number, compensation and duties.—The Judge of the Court may appoint a sufficient number of bailiffs, not to exceed two, to attend upon the Court and to be subject to the orders thereof. The bailiffs shall have the same power as the constables of the county, and shall receive such compensation as is now received by bailiffs in the circuit court.

SECTION 18. Transfer of pending cases.—All cases now pending in the Civil, Criminal and Domestic Relations Court of Darlington County as created by Act No. 117 of the Acts of 1955 are hereby transferred to the Civil and Criminal Court of Darlington County, and all cases in the Court of Common Pleas for Darlington County within the jurisdictional limits of this Court may, upon the motion by the plaintiff, be transferred thereto. Any criminal cases now pending in the Court of General Sessions of Darlington County, within the jurisdictional limits of this Court, may be transferred thereto as provided for in Section 9 of this act.

SECTION 19. Duties of master devolved upon judge—fees.—All duties, powers and emoluments ordinarily imposed upon, vested in or attached to the office of master are hereby imposed upon, vested in and attached to the office of the Judge of the Civil and Criminal Court of Darlington County. The Judge shall receive for the discharge of such duties the same fees as are allowed masters under the general law of this State.

SECTION 20. Stenographer.—The Judge shall appoint for the Court an official stenographer who shall receive such compensation as the General Assembly may provide.

SECTION 21. Office space and supplies.—The Board of Directors of Darlington County shall provide suitable office space in the courthouse for the Judge and all necessary office equipment and supplies.

SECTION 22. Contempt of court.—The Court may commit to jail as for contempt of court for a term not to exceed twelve months any person who fails to obey the lawful order of the Court in a domestic relations case, but such commitment shall not prevent the Court from subsequently committing him for failure thereafter to comply with such order. The failure to pay in to Court maintenance and support ordered by the Court to be so paid shall also be deemed contempt of court within the meaning of this act, and such specific provisions for contempt shall be in addition to the Court's usual authority to sentence for contempt as provided for the circuit courts. Sentences for contempt may be changed or modified in the discretion of the Judge and with such conditions as he may see fit to impose.

SECTION 23. Deputy to be appointed to investigate domestic relations cases.—The sheriff of the county shall designate, with the approval of the Judge, one or more of his deputies to attend the sessions of the Court and investigate domestic relations cases.

SECTION 24. Judge may require support.—In the exercise of its jurisdiction the Court may require of persons legally chargeable with the support of a wife or child, and who are possessed of sufficient means, or able to earn such means, the payment weekly, or at other fixed periods, of a fair and reasonable sum for such support and may make all orders thereabout run until the further order of the Court. A demand for support shall not be a prerequisite to any such proceeding.

SECTION 25. Support matters—complaint, summons and answer.—In matters affecting the support of a wife, child or children the complaint may be oral. When the complaint is oral the summons shall state substantially the charge, and the pleadings, including the summons, may be amended in the discretion of the Court. The summons in each such instance shall be signed by the Judge and thereby the defendant shall be given not less than two, nor more than twenty days in which to answer the charges against him. Such complaint may be made by the wife, a child over fourteen years of age, or any officer of the county or of any municipality in

the county. The issuance of the summons shall be in the discretion of the Judge. In taking the testimony of children under twelve years of age the Court may, in its discretion, dispense with the formality of placing them under oath.

SECTION 26. Jurisdiction in domestic relations matters.—In matters of domestic relations the Court may prescribe by order the behavior to be observed by any party to the proceeding. The Court shall have such general and full jurisdiction as is had by circuit judges in such matters and may award the custody of the children, during the term of any order of protection, to either spouse or to any appropriate relative as is for the best interest of the child.

SECTION 27. Nonsupport actions.—In all actions for nonsupport, the county attorney shall represent the plaintiff when so requested by the Court. In such actions the Court may place the defendant on probation, whereupon the probation officer for the circuit shall handle the case as if on a conviction in the court of general sessions, and upon the failure of the defendant to pay in accordance with the order of the Court for support of his children, or his wife and children, the sum provided, he shall, after notice of not less than four days, be adjudged in contempt, if sufficient cause be shown therefor, and sentenced for contempt.

SECTION 28. Further.—In all actions concerning nonsupport of minor children the fact that the mother was at fault and has their custody shall not relieve the father from his duty to support and maintain his children. However, in such cases the ability of the mother to aid shall be considered in fixing the amount to be paid by the father.

SECTION 29. Domestic relations cases—further.—Once the Court acquires jurisdiction in a domestic relations case it may pass all proper orders and make findings and judgments by default as if the person summoned were present.

SECTION 30. Appeal bonds.—Service of notice of appeal shall not, however, stay the operation of the judgment unless bond be given guarantying the support order, such bond to be approved by the clerk of the circuit court. The bond shall be in such amount as may be fixed by the Judge. When bond is given it shall operate as a stay only until the first and successive payments become due and, if such payments, or

any of them, are not made when due, such nonpayment shall constitute an abandonment of the appeal, but shall not relieve the bondsmen of liability. All such bonds shall include an appearance recognizance, so the liability of the bondsmen shall continue until the person charged appears and complies with the order of the Court or begins his sentence for contempt.

SECTION 31. Appeals.—In all actions and special proceedings of which such Court shall have jurisdiction the right of appeal shall be to the Supreme Court of South Carolina, in the same manner and pursuant to the same rules, practices and procedures as now govern appeals from circuit courts, except those cases referred to the Court as master which cases shall be appealed to the circuit court as provided by law.

SECTION 32. Saving clause.—If any part of this act shall be declared unconstitutional by the Supreme Court of South Carolina it shall not affect the remaining portion of this act.

SECTION 33. Repeal—Act 117 of 1955 repealed.—Act No. 117 of the Acts of 1955, as amended, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 34. Time effective.—This act shall take effect July 1, 1960.

Approved the 13th day of April, 1960.

(R791, H2364)

No. 684

An Act To Amend Act No. 677 Of The Acts Of 1954, As Amended, Relating To The County Government Of Darlington County, So As To Increase The Term Of Office Of The Legal Advisor From One To Two Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-A of Act 677 of 1954, amended—terms of office.—Section 14-A of Act No. 677 of 1954, as created by Act No. 207 of 1955, is amended by adding to the end thereof the following proviso :

“Provided, that the provisions of this section shall not apply to appointments to the office of legal advisor made for terms beginning subsequent to June 30, 1960, which terms shall be for a period of two years.”, so that when amended it shall read as follows:

“Section 14-A. Notwithstanding any other provision of this act, the terms of all officers appointed under the provisions of this act shall expire on June 30, 1955, and their successors shall thereafter be appointed as provided in this act for terms of one year. *Provided*, that the provisions of this section shall not apply to appointments to the office of legal advisor made for terms beginning subsequent to June 30, 1960, which terms shall be for a period of two years.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R794, S487)

No. 685

An Act To Amend Act No 845 Of The Acts And Joint Resolutions Of The General Assembly Of 1956, Creating A Planning And Development Commission For Georgetown County, So As To Increase The Membership Of The Commission, To Provide For The Selection Of Officers Of The Commission, To Require The Hiring Of An Executive Director And To Remove The Financial Restrictions Imposed On The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 845 of 1956 amended—Georgetown County Planning and Development Commission created—members—terms—vacancies.—Act No. 845 of 1956 is amended by deleting all of Section 1 and inserting in lieu thereof the following which shall be Section 1:

“Section 1. There is hereby created a Commission in and for Georgetown County to be known as The Georgetown County Planning and Development Commission, which shall be composed of fifteen appointed members to be appointed by a majority of the

members of the Legislative Delegation from Georgetown County. The chairman of the county board of supervisors, the Mayors and Presidents of the Chambers of Commerce of the Towns of Georgetown and Andrews and any resident of the county who is a member of the State Development Board shall be ex officio members of the Commission. The terms of office of the appointed members shall be for one year and until their successors are appointed. Any vacancy existing in the membership of the Commission by reason of death, resignation, or otherwise, shall be filled for the unexpired term by appointment in the same manner as the original term. All appointments by the Legislative Delegation to the membership on this Commission shall be transmitted to the Clerk of Court for Georgetown County, who shall properly record the appointment on the permanent records in the office."

SECTION 2. Section 3 of Act 845 of 1956 amended—officers—employ director—meetings—compensation—records.—Act No. 845 of 1956 is further amended by striking out Section 3 of the act and inserting in lieu thereof the following which shall be Section 3: "Section 3. The Commission shall elect from its membership a chairman and such other officers as it deems necessary and shall hire an executive director. Meetings of the Commission shall be held at the call of the chairman and at such other times as the Commission may determine. A majority of the total membership of the Commission shall constitute a quorum. The Commission shall serve without pay but may provide for the reimbursement of the members for actual expenses incurred in attending meetings and other necessary expenses incurred in connection with business for the Commission. The Commission shall keep minutes of its proceedings and shall make records of all official actions, which minutes and records shall be available for inspection by the Georgetown County Legislative Delegation at all times."

SECTION 3. Section 4 of Act 845 of 1956 amended—powers and duties.—Section 4 of Act No. 845 of 1956 is further amended by striking out the proviso of Section 4, so that when so amended Section 4 shall read as follows:

"Section 4. The Commission, in carrying out the purposes of this act, shall have power to employ personnel, enter into contracts and other necessary powers incident to the purposes of this act."

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R798, H1288)

No. 686

An Act To Establish An Insurance Commission; To Provide For Its Membership, Powers And Duties; To Provide For The Appointment Of A Chief Insurance Commissioner; To Repeal Sections 37-51 Through 37-72, Code Of Laws Of South Carolina, 1952, Establishing The Department Of Insurance, Providing For The Appointment Of An Insurance Commissioner And Setting Forth His Powers And Duties; And To Repeal Acts Nos. 738 And 752 Of The Acts Of 1956, Prohibiting Officers And Employees Of The Insurance Department From Having Certain Business Interests And Prohibiting The Conferring Of Gratuities Upon Officers And Employees Of The Insurance Department.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Department of Insurance established—to be administered by a commission—members—appointments—officers—meetings—duties—select chief insurance commissioner—vacancy.—There is hereby established a separate and distinct department of the State of South Carolina, to be known as the Department of Insurance, which shall be under the control and administration of an Insurance Commission. The Insurance Commission shall be composed of five members who shall be appointed by the Governor, by and with the advice and consent of the Senate, the initial commissioners shall be appointed as follows: one for a term of two years, two for a term of four years, and two for a term of six years; thereafter, the terms shall be for six years. At least three of the said appointees so appointed by the Governor shall have no connection with the insurance industry, directly or indirectly, but shall be selected from the general public. The Commission shall meet as soon as practicable after the commencement of the terms of office and shall organize itself by electing one of its number as chairman and such other officers as it deems necessary. The Commission shall meet as often as necessary for the discharge of its business and shall meet upon the call of the chairman or a majority

of the members. The majority of the members shall constitute a quorum. The Commission shall counsel and advise with the chief insurance commissioner (hereinafter provided for) on any and all phases of the operations and functions of the Department of Insurance, shall make recommendations to the General Assembly as to the insurance laws of the State and shall specifically be charged with the selection of a chief insurance commissioner.

Any vacancy in the office of a commissioner shall be filled by the Governor by appointment for the unexpired term.

SECTION 2. Commissioners to be bonded.—Each commissioner shall, before entering upon or continuing to discharge the duties of his office, give bond to the State in the sum of twenty-five thousand dollars with a sufficient surety, to be approved by the State Treasurer, for the faithful performance of all duties required of him under the law during the term of his office. The premium of such bond shall be paid by the State.

SECTION 3. Compensation.—Each commissioner shall receive compensation in the amount of one hundred dollars per annum, and official expenses as provided by law for members of State boards and commissions.

SECTION 4. Chief insurance commissioner — term — salary—qualifications—not to hold other public office—sever relations with insurance companies—oath—bond—when term to commence—removal from office.—(a) The Commission shall appoint as its chief officer a chief insurance commissioner to serve for a term not to exceed four years and he shall receive such annual salary as is fixed by the General Assembly. No person shall be eligible to serve as chief insurance commissioner who has been a member of the Commission within a period of one year prior to the date of such appointment. The chief insurance commissioner shall be selected with special reference to his training, capacity and experience. He shall be at least thirty years of age and a citizen and resident of this State for at least three years prior to his appointment. He shall hold no other public office while serving as chief insurance commissioner, but shall devote his entire time to the duties of his office. He shall not be a candidate for nor hold any other public office of trust, nor be a member of any political committee. If he becomes a candidate for public office or becomes a member of a political committee, his office as chief insurance commissioner shall be immediately vacated.

Before taking the oath of office the chief insurance commissioner shall sever all connections, either direct or indirect, with any insurance company or agency and maintain such status during his tenure of office.

(b) The chief insurance commissioner shall take the oath of office as prescribed for all State officers. Before entering upon or continuing the discharge of the duties of his office, he shall give bond to the State for the benefit of any person aggrieved by his unlawful or wrongful actions, and such bond shall be in the sum of fifty thousand dollars, with sufficient surety, to be approved by the State Treasurer, for the faithful performance of all the duties required of him under the law during the term of his office. The premium of the bond shall be paid by the State.

(c) The term of office of the chief insurance commissioner shall commence on July 1, 1960.

(d) The right to remove or discharge the chief insurance commissioner shall be reserved to the Insurance Commission.

SECTION 5. Chief actuary—appointment and compensation.—The chief insurance commissioner shall appoint and may remove at his will or pleasure, without assigning any cause, a chief actuary who shall receive such compensation as shall be fixed and approved by the General Assembly.

SECTION 6. Employ personnel.—The chief insurance commissioner shall appoint or employ and may remove at his will or pleasure, without assigning any cause, such other actuaries, examiners, clerks, and other employees as may be found necessary for the proper execution of the work of the commission.

SECTION 7. Employees not to have insurance or liquefied petroleum gas interests.—No actuary, examiner or employee of the insurance commission shall be interested, directly or indirectly, in the business of any insurer, agent, broker or adjuster or in the business of any person subject to regulation by the Liquefied Petroleum Gas Board under the provisions of Act No. 785, Acts of 1952, as amended, whether as a stockholder, director, officer, attorney, agent or employee.

Nothing herein contained shall be construed to prevent any actuary, examiner or employee of the commission from becoming a policyholder of any insurer, nor to prevent or impair the ability of the chief insurance commissioner to act as a receiver pursuant to Section 37-192, Code of Laws of South Carolina, 1952.

SECTION 8. Penalties for conferring benefits upon officials or employees of department.—No insurer or other person shall, either directly or indirectly, confer, either in the form of payment, loan, credit or otherwise, any money or other valuable benefit upon the chief insurance commissioner or any commissioner or any actuary, examiner or employee of the insurance commission by way of gratuity, or for service or pretended service.

Any person violating the provisions of this section shall, upon conviction, be fined not more than one thousand dollars, or imprisoned for not more than one year, or both, in the discretion of the court.

SECTION 9. Seal.—The commission shall have a seal with a suitable inscription, an impression of which shall be filed with the Secretary of State.

SECTION 10. Powers and duties.—The insurance commission, through the chief insurance commissioner, shall:

(1) See that all laws of this State governing insurance companies or relating to the business of insurance are faithfully executed and to that end it may make rules and regulations, not inconsistent with law, to enforce, carry out and make effective the provisions of Title 37 of the Code of Laws of South Carolina, 1952, as amended, and all other insurance laws of this State, the enforcement or administration of which is not otherwise specifically provided for, and may likewise, from time to time, withdraw, modify or amend any such regulations;

(2) Furnish to the companies required by law to report to it the necessary blank forms for the statement required, which forms may be changed by it from time to time when necessary to secure full information as to the standing, condition and such other information desired of such companies under the commission; and

(3) Institute and prosecute criminal violations of any of the laws relative to insurance companies or the business of insurance or violation of any of the provisions of Title 37 of the Code of Laws of South Carolina, 1952, as amended, and report to the Attorney General any violation of the laws relative to insurance companies or the business of insurance which it may deem necessary to report. The Attorney General shall institute civil action for such violations, either by himself or through such other attorney as the Attorney General may select.

The chief insurance commissioner, or his duly appointed assistants or agents, shall administer all oaths required in the discharge of his official duties.

SECTION 11. Examinations and investigations.—All examinations or investigations provided by Title 37 of the Code of Laws of South Carolina, 1952, as amended, and, unless otherwise provided, by any other insurance laws of this State, may be conducted by the chief insurance commissioner personally or by one or more of his duly authorized assistants or agents. All hearings shall be held by the chief insurance commissioner.

SECTION 12. Hearings—notice.—All hearings, unless otherwise specifically provided, shall be held at such time and place as shall be designated in a notice which shall be given by the chief insurance commissioner, in writing, to the person cited to appear, at least ten days before the date designated therein. The notice shall state the subject of the inquiry and specific charges, if any. It shall be sufficient to give such notice either by delivering it to such person or by depositing it in the United States mail, postage prepaid, addressed to the last known place of business of such person and registered with return receipt requested.

SECTION 13. Witnesses—summoning and attendance of—punish for contempt—oaths—false swearing.—The chief insurance commissioner or any assistants or agents, appointed to conduct examinations, may summon and compel the attendance of witnesses to testify in relation to any matter which is, by the provisions of Title 37 of the Code of Laws of South Carolina, 1952, as amended, or by any other insurance laws of this State, a subject of inquiry and investigation. The chief insurance commissioner shall have the power of a circuit judge to punish for contempt any witness failing to answer any summons or failing or refusing to testify when so required. The chief insurance commissioner, or any assistants or agents appointed to conduct examinations, may also administer oaths and affirmations to persons appearing as witnesses before him and false swearing in any matter or proceeding aforesaid shall be deemed perjury and shall be punished as such.

SECTION 14. Orders to be in writing—signature.—Whenever, by any provision of Title 37 of the Code of Laws of South Carolina, 1952, as amended, or by any other insurance laws of this State, the

chief insurance commissioner is authorized to grant any approval, authorization or permission to make any other order affecting any insurer, agent, broker or other person, subject to the provisions of Title 37, Code of Laws of South Carolina, 1952, as amended, or by any other insurance laws of this State, such order shall not be effective unless made in writing and signed by the chief insurance commissioner or by his authority.

SECTION 15. Petition for review of order.—Any order or decision made, issued or executed by the chief insurance commissioner, or his assistants or agents, shall be subject to review in the circuit courts of this State on petition by any person aggrieved, provided such petition is filed with the clerk of the circuit court in the county where such order or decision was issued within thirty days from the date of the delivery of a copy of the order or decision to such person. A copy of the petition for review, as filed with the clerk of the circuit court, shall be served upon the chief insurance commissioner within five days after the filing thereof. If such petition for review is not filed within the thirty-day period, the parties aggrieved shall be deemed to have waived the right to have the merits of the order or decision reviewed and there shall be no trial of the merits thereof by any court to which application may have been made, by petition or otherwise, to enforce or restrain the enforcement of the order or decision.

SECTION 16. Petition not to operate as stay of order.—The commencement of proceedings under Section 15 of this act shall not operate as a stay of the chief insurance commissioner's order or decision unless so ordered by the court and in the event of an appeal from an order to make good an impairment of capital or surplus or a deficiency in the amount of admitted assets, the court shall not so order.

SECTION 17. Hearing on petition.—The chief insurance commissioner shall, within thirty days after the service of the copy of the petition for review upon him unless the time be extended by order of court, prepare and file with the clerk of the court a complete transcript of the record of the hearing, if any, and a true copy of the order or decision duly certified. The cause shall be heard by the court as a civil case upon such transcript of the record. The court shall hear and determine such petition with all convenient speed. If on the hearing before the court, it shall appear that the rec-

ord filed by the chief insurance commissioner is incomplete, the court may by appropriate order direct the chief insurance commissioner to certify any or all parts of the record so omitted.

SECTION 18. Jurisdiction of court.—The court shall have jurisdiction to review the facts and the law and to affirm, modify or set aside the order or decision of the chief insurance commissioner and to restrain the enforcement thereof.

SECTION 19. Appeals.—Appeals from all final orders and judgments entered by the circuit court in reviewing the orders and decisions of the chief insurance commissioner may be taken to the Supreme Court by any party to the action as in other civil cases.

SECTION 20. Office and records to be public.—The office of the commission and the chief insurance commissioner shall be a public office and the records, reports, books and papers thereof on file therein shall be accessible to the inspection of the public, except as the commission, for good reasons, may decide otherwise or except as may be otherwise provided in Title 37, Code of Laws of South Carolina, 1952, as amended, or by any other insurance laws of this State.

SECTION 21. Certified papers or copies of may be used as evidence.—Every certificate or other paper executed by the chief insurance commissioner in pursuance of any authority conferred upon him by law and sealed with the seal of the commission and all copies of papers certified by the chief insurance commissioner and authenticated by the commission's seal may in all cases be used as evidence in any suit or proceeding on any court of this State, such copies equally and in like manner as the original thereof and with the same force and effect as the originals would have.

SECTION 22. Certificate of insurance commissioner may be used concerning proof of license.—In any case or controversy arising in any court of original jurisdiction within this State wherein it is necessary to establish the question as to whether any insurance or other company, or agent thereof, is or has been licensed by the commission to do business in this State, the certificate of the chief insurance commissioner under the seal of the commission shall be admissible in evidence as proof of such corporation's or agent's authority as conferred by the commission.

SECTION 23. Recording of documents.—Every certificate, assignment or conveyance executed by the chief insurance commissioner in pursuance of any authority conferred on him by law and sealed with the commission's seal may be recorded in the proper recording office in the same manner and with like effect as a deed regularly acknowledged or proved before any officer authorized by law to take the probate of deeds.

SECTION 24. Reports.—The commission shall annually submit to the General Assembly, through the Governor, a report of its official acts and doings, together with a report of all insurance companies under the commission doing business in this State, with condensed statements of its report made to it, together with a statement of all licenses, taxes and fees received by it through such companies and paid by it to the State Treasurer. The commission shall, from time to time, report to the General Assembly any change which in its opinion should be made in the laws relating to insurance and other subjects pertaining to the commission. On or before the first day of February, it shall make to the Governor the recommendations called for in this section, to be transmitted to the General Assembly with last annual report of the commission, including a statement of its receipts and disbursements.

SECTION 25. Definitions.—All references to "Insurance Commissioner," to "Insurance Department" and to "Department," wherein such reference is to the Insurance Department, in the Code of Laws of South Carolina, 1952, as amended, shall henceforth be construed to refer respectively to "Chief Insurance Commissioner," to "Insurance Commission" and to "Commission."

SECTION 26. Notice to be given prior to increases.—No increase in any insurance rate shall be granted until the following requirements have been met by the S. C. Insurance Department:

1. Notice shall be given to all newspapers of general statewide circulation at least 30 days in advance of any hearing to consider any increase in fire and casualty, motor vehicle, or accident and health insurance rates. The notice required to be given herein shall state the time and place of such hearing and such rates that will be considered to be increased.

SECTION 27. Repeal—certain Acts and Code Sections repealed.—Sections 37-51 through 37-72, Code of Laws of South Carolina

1952, and Acts Nos. 738 and 752 of the Acts of 1956, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 28. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R799, H1294)

No. 687

An Act To Amend Act No. 898, As Amended, Of The Acts Of 1952, Relating To The Propagation, Conservation And Hunting Of Game And Catching Of Fish In This State, So As To Make Further Provisions For Game Zone 7 Regarding The Use Of Nets For The Catching Of Herring In The Great Pee Dee River.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 94 of Act 898 of 1952 amended—use of nets for catching herring in the Great Pee Dee River.—Section 94 of Act No. 898 is amended by adding at the end thereof the following proviso: “*Provided*, it shall be permissible to use three inch nets for taking herring on the waters of the Great Pee Dee River from noon Thursday to noon Saturday during the period commencing February first and ending and including April fifteenth.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R800, H1334)

No. 688

An Act To Exempt Beauty Shops Located In Private Residences From Certain Requirements Relating To Toilet Facilities And Entrances.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain beauty shops exempt from requirements relating to toilet facilities and entrances.—Notwithstanding any other provisions of law, any beauty shop located in a private residence shall not be required to provide separate toilet facilities for the exclusive use of the operators and customers of such shop, and any such beauty shop may have an entrance leading from the shop into other parts of such private residence.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R801, H1861)

No. 689

An Act To Amend Sections 65-225, 65-291, 65-299, Code Of Laws Of South Carolina, 1952, As Amended; And To Amend Subsections A (1) And B (1) Of Section 12, Part II Of Act No. 140 Of The Acts Of 1959, So As To Change The Personal Exemption, Exemption For Dependents, Exemption For Head Of Household, And Blind Exemption To Eight Hundred Dollars; To Provide For Additional Exemptions For Over Age Sixty-five Of Eight Hundred Dollars; To Provide For Filing Information Returns; To Provide For Requirements For Filing Declarations In Regard To Withholding; And To Provide For Withholding On Nonresidents From Rents, Royalties, Prizes And Winnings.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-225, 1952 Code, amended—income tax exemptions.—Section 65-225, Code of Laws of South Carolina, 1952, as amended, is further amended by striking out all of the section and inserting in lieu thereof the following:

“Section 65-225. There shall be deducted from net income the following exemptions:

(1) In the case of a single individual, a personal exemption of eight hundred dollars;

(2) In the case of a married individual living with husband or wife, a personal exemption of eight hundred dollars for each spouse. Hus-

band and wife living together may at their option file separate or joint returns but once the option is exercised, it may not be changed for the taxable period involved. A married person, living with husband or wife, filing a separate return may claim the eight hundred dollar personal exemption of the other spouse if that spouse has no gross income and is not the dependent of another person.

(3) In the case of an individual dependent upon and receiving his chief support from another individual, provided that the dependent is under twenty-one years of age or is incapable of self-support because mentally or physically defective or that the dependent is regularly enrolled in an accredited school or college, an exemption of eight hundred dollars to the individual furnishing the dependent's chief support. In the event that a child of the taxpayer is born or has died during the taxpayer's taxable year, the full exemption shall be allowed. No exemption shall be allowed if the dependent receives taxable income in excess of eight hundred dollars during the taxable period.

(4) In the case of a head of a household, the exemption provided in subdivision (1) of this section and in addition thereto an exemption of eight hundred dollars. The head of a household as used herein shall mean an unmarried individual who has one or more dependents qualified under subdivision (3) of this section and the dependent in fact lives in the home of and with the unmarried individual.

(5) In the case of a fiduciary, an exemption of eight hundred dollars, except (a) a fiduciary taxable under the provisions of Section 65-223 (2), Code of Laws of South Carolina, 1952, the same exemption as would be allowed the deceased if living, and (b) a fiduciary taxable under the provisions of Section 65-223 (3), Code of Laws of South Carolina, 1952, the same exemptions to which the beneficiary would be entitled; *provided*, that if the income is held in the estate undistributed, the exemption shall be eight hundred dollars.

(6) In the case of a nonresident taxpayer or a taxpayer who resides a part of the year within this State, he shall be entitled to that proportion of the exemption granted herein that the adjusted gross income subject to tax in this State bears to the entire adjusted gross income wherever earned.

(7) There shall be allowed an exemption of eight hundred dollars in addition to the exemption provided by subdivision (1) of this section, if the taxpayer is blind. If the spouse of the taxpayer is blind, such spouse shall be allowed an exemption of eight hundred dollars in addition to the exemption provided by subdivision (2) of this sec-

tion. The condition of the individual on the last day of the taxable year shall determine whether the individual is blind. Should the spouse die during the taxable year, the condition of the spouse on the date of death shall determine whether the spouse is blind. For purposes of this subsection, a blind person is defined as an individual whose central visual acuity does not exceed 20/200 in the better eye with correcting lenses or his visual acuity is greater than 20/200 but is accompanied by a limitation in the fields of vision such that the highest diameter of the visual field subtends an angle no greater than twenty degrees.

(8) There shall be allowed an exemption of eight hundred dollars in addition to the exemption provided in subdivision (1) of this section if the taxpayer has attained the age of sixty-five before the close of the taxable year or before the date of death of the taxpayer. If the spouse of the taxpayer has attained the age of sixty-five before the close of the taxable year or before the date of death of such spouse, an exemption of eight hundred dollars shall be allowed in addition to the exemption provided by subdivision (2) of this section."

SECTION 2. Section 65-291, 1952 Code, amended—persons required to make income tax returns.—Section 65-291, Code of Laws of South Carolina, 1952, as amended, is further amended by striking out all of the section and inserting in lieu thereof the following: "Section 65-291. Every resident having a gross income during the income year, taxable in this State, of eight hundred dollars and over, and every nonresident having taxable income within this State, and every corporation except those specifically exempted shall make a return stating specifically the items of gross income and the deductions and exemptions allowed by this chapter and such other facts as the Commission may require for the purpose of making any computation required by this chapter. When the Commission has reason to believe that any person or corporation is liable for tax under this chapter, it may require any such person or corporation to make a return."

SECTION 3. Section 65-299, 1952 Code, amended—persons paying out certain monies to others to make information returns.—Section 65-299, Code of Laws of South Carolina, 1952, as amended, is further amended by striking out all of the section and inserting in lieu thereof the following:

"Section 65-299. All individuals, corporations, and partnerships, in whatever capacity acting, including lessees and mortgagors of real or

personal property, fiduciaries, and employers, making payments to another individual, corporation or partnership, of interest or dividends of one hundred dollars or more and making payment to another individual, corporation, or partnership, of rent, salaries, wages, commissions, emoluments or other fixed or determinable gains or profits or income at the rate of eight hundred dollars or more in any taxable year, except that such payments of personal service compensation on which taxes are required to be withheld and reports of taxes withheld are made with respect to such individuals, as provided in Subsection F, Section 12, Part II of Act No. 140 of the Acts of 1959, shall make a true and accurate return to the South Carolina Tax Commission under such regulation as the Tax Commission may prescribe, setting forth the amount of such gains, profits or income and the name and address of the recipient thereof. Any taxpayer failing to file the return required by this section shall be assessed a penalty of not less than five dollars nor more than one thousand dollars, which penalty shall be assessed and collected in the same manner and with like effect as income taxes provided by the Income Tax Act of 1926, as amended."

SECTION 4. Subsection A (1), Section 12, Part II of Act 140 of 1959 amended—certain persons to make declaration of estimated taxes.—Subsection A (1) of Section 12, Part II, of Act No. 140 of the Acts of 1959, is hereby amended by striking out all of the subsection and inserting in lieu thereof the following:

"Subsection A (1). Every individual and fiduciary except those subject to withholding under Subsection B (1) (b), Section 12, Part II, of Act No. 140 of the Acts of 1959, shall, at the time prescribed in Subsection A (3), Part II, Section 12 of Act No. 140 of the Acts of 1959, make a declaration of his estimated tax for the taxable year if his gross income from sources other than wages, as defined in Subsection B (7) of Section 12, Part II, Of Act No. 140 of the Acts of 1959, can reasonably be expected to exceed eight hundred dollars for the taxable year."

SECTION 5. Subsection B (1), Section 12, Part II of Act 140 of 1959 amended—employees and others to withhold estimated taxes from residents—nonresidents.—Subsection B (1) of Section 12, Part II, of Act No. 140 of the Acts of 1959, is hereby amended by striking out all of the subsection and inserting in lieu thereof the following:

"Subsection B (1). Every person, firm, corporation, association, joint stock company, partnership, fiduciary, or the State of South Carolina, or any political subdivision of the State or any agency or any instrumentality or authority thereof, and any municipality, located within or doing business within the State, having an income within the State or having an employee earning income within this State, or in any manner whatever subject to the jurisdiction of South Carolina, the United States or any political subdivision thereof, or any instrumentality or agency of the United States or any political subdivision thereof, or any other State or political subdivision or instrumentality or agency thereof: (a) making payment of wages at the rate of eight hundred dollars per year subject to withholding on and after January 1, 1960, shall deduct and withhold upon such wages an estimated income tax determined in accordance with tables and rules promulgated by the South Carolina Tax Commission; (b) making payments to a nonresident of rentals or royalties at the rate of eight hundred dollars per year for the use of or for the privilege of using property in this State or making payments of prizes or winnings to a nonresident, shall withhold seven per cent of the total amount of each payment; (c) hiring or contracting or having a contract with any nonresident taxpayer conducting a business of a temporary nature carried on within this State, where such contract exceeds ten thousand dollars or could reasonably be expected to exceed ten thousand dollars, shall withhold two per cent of each and every payment made to such nonresidents. The conditions set forth in Subsection B (1) (b) may be waived by the South Carolina Tax Commission, provided the payee shall insure the Tax Commission by bond, secured by an insurance company licensed by the South Carolina Insurance Commission, or deposit of securities subject to approval by the State Treasurer, or cash which shall not bear interest, that the payee will comply with all applicable provisions of the Income Tax Act of 1926, as amended, and with the withholding requirements insofar as his obligations as a withholding agent is concerned."

SECTION 6. Certain acts not to be affected until January 1, 1961.—All acts or parts of acts repealed or amended by the provisions of this act shall remain in full force and effect for the collection of any income taxes and the filing of any returns required under the provisions of the Income Tax Act of 1926 for all periods prior to the effective date of this act.

SECTION 7. Time effective.—This act shall, upon approval by the Governor, be effective with respect to income earned on or after January 1, 1961.

Approved the 21st day of April, 1960.

(R802, H1863)

No. 690

An Act To Amend Subsections (4) And (5) Of And To Add A New Subsection, Which Shall Be Known As Subsection (6), To Section 65-258, Code Of Laws Of South Carolina, 1952, Relating To The Definition Of "Adjusted Gross Income" For Certain Purposes, So As To Allow, As An Exclusion From Adjusted Gross Income, One-Half Of Gains And Losses Arising From The Sale Or Exchange Of Capital Assets; To Define "Capital Asset"; And To Make Provisions For Holding Period Determination Relative To Exercise Of Certain Rights.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (4) of Section 65-258, 1952 Code, amended—definition of adjusted gross income.—Subsection (4) of Section 65-258, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(4) Expenses incurred in the sale or exchange of property other than capital assets as defined in this act.”

SECTION 2. Subsection (5) of Section 65-258, 1952 Code—amended—definition adjusted gross income.—Subsection (5) of Section 65-258, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(5) Losses arising from the sale or exchange of property other than capital assets as defined in this act.”

SECTION 3. Section 65-258, 1952 Code, amended—Subsection (6) added—definition of adjusted gross income.—Section 65-258, Code of Laws of South Carolina, 1952, is amended by adding a new subsection, to be known as subsection (6), to read as follows:

“(6) One-half of gains and losses arising from the sale or exchange of capital assets, as defined in this act, after allowance for expenses relating to such sales or exchanges.”

SECTION 4. Capital assets defined.—"Capital assets" for the purpose of this act shall mean property held by taxpayers, other than corporations, for more than six months, whether or not connected with his trade or business, but does not include:

(A) Stock in trade of the taxpayer or other property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year, or property held by the taxpayer primarily for sale to customers in the ordinary course of his trade or business; or

(B) Accounts or notes receivable acquired in the ordinary course of trade or business for services rendered or from the sale or exchange of property described in subsection (A) above.

(C) A copyright; a literary, musical or artistic composition; or similar property; held by,

(1) A taxpayer whose personal efforts created such property, or

(2) A taxpayer in whose hands the basis of such property is determined, for the purpose of determining gain from a sale or exchange, in whole or in part, by reference to the basis of such property in the hands of the person whose personal efforts created such property, or

(3) A taxpayer who acquired the property by:

(a) Sale or transfer between partners, or

(b) Sale or transfer between spouses, or

(c) Sale or transfer between an individual and a corporation more than eighty per cent in value of the outstanding stock of which is owned by such taxpayer, taxpayer's spouse, or one or more of their children, their grandchildren, their brothers or sisters, or the parents of the taxpayer or his spouse, or

(D) The personal residence of a taxpayer if a loss is sustained upon the sale or exchange of such residence.

SECTION 5. Determination of holding period concerning adjusted gross income.—In determining the holding period, for purposes of Section 65-258, for which the taxpayer has held stock or securities acquired from a corporation by the exercise of rights to acquire the stock or securities, there shall be included only the period beginning with the date upon which the right to acquire was exercised.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall, upon approval by the Governor, be effective with respect to income earned on and after January 1, 1960.

Approved the 21st day of April, 1960.

(R803, H1864)

No. 691

An Act To Amend Item (7) And Item (8), As Amended, Of And To Add A New Item, Which Shall Be Known As Item (14), To Section 65-259, Code Of Laws Of South Carolina, 1952, Relating To Deductions Allowed In Computing Net Income, So As To Provide For The Reserve Method Of Accounting In Computing Bad Debt Deductions; To Provide Additional Methods Of Depreciation As Deductions In Calculating Income Taxes, And To Add Deductions For Certain Contributions To Pension, Profit-Sharing, Stock Bonus And Annuity Plans.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (7) of Section 65-259, 1952 Code, amended—**income tax deduction for bad debts.**—Item (7) of Section 65-259, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(7) Debts ascertained to be worthless and actually charged off the books of the taxpayer within the income year or, in lieu of such deduction, a reasonable addition to a reserve for bad debts. A taxpayer may elect either method in its return for its first fiscal year ending after December 31, 1959, and such method must be followed in all subsequent years, except that upon application by the taxpayer the Commission may grant permission to change methods.”

SECTION 2. Item (8) of Section 65-259, 1952 Code, amended—**income tax deduction for depreciation and obsolescence.**—Item (8) of Section 65-259, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“(8) A reasonable allowance for the depreciation and obsolescence of property used in the trade or business or held for investment and, in the case of mines and other natural deposits, a reasonable allowance for depletion, the basis for computing such allowances to be

the same as the basis upon acquisition for determining gain or loss plus the cost of any additions and improvements since acquisition, including, in the case of mines and other natural deposits, the cost of development not otherwise deducted, less retirements or recoveries of cost, and in the case of leases the depletion allowance to be equitably apportioned between the lessor and the lessee; *provided*, that notwithstanding any other provisions of this section, the amount allowed as a deduction for depletion in the case of mines, oil and gas wells, and other natural deposits shall be the same depletion as now allowed under Federal Internal Revenue Code, Section 611, Section 612 and Section 613 and applicable regulations. *Provided*, further, that notwithstanding any other provisions of this section, the amount allowed as a deduction for depreciation and obsolescence shall be the same depreciation as now allowed under Federal Internal Revenue Code, Section 167, subsections (a), (b) and (c) and applicable regulations. *Provided*, further, that this act shall not be affected by amendments to the Federal Internal Revenue Code which may be enacted subsequent to the effective date of this act."

SECTION 3. Section 65-259, 1952 Code amended—item 14 added—income tax deduction for contributions to certain pension plans.—Section 65-259, Code of Laws of South Carolina, 1952, is amended by adding a new item, to be known as item (14), which shall read as follows:

"(14) Reasonable contributions by an employer to a pension, profit-sharing, stock bonus, or annuity trust or combinations thereof which has been determined to be exempt under the provisions of Section 65-226 (9)."

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall, upon approval by the Governor, be effective for taxable years beginning after December 31, 1959.

Approved the 21st day of April, 1960.

(R804, H1298)

No. 692

An Act To Empower Mutual Fire Insurance Companies, Casualty Insurance Companies, Fire And Casualty Insurance Companies Or Combinations Of Such Companies Incorporated Under Laws Of This State To Merge, And To Prescribe The Method Of Effecting Such Mergers.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Certain insurance companies may merge.—Any two or more mutual fire insurance companies, casualty insurance companies, fire and casualty insurance companies, or combinations of such companies incorporated under the laws of the State of South Carolina may merge into a single mutual company under the conditions prescribed by this act.

SECTION 2. Plan to be followed and approved.—A plan of merger, setting forth the following, shall be approved by the boards of directors of the companies proposing to merge:

- (a) The name of the merged company
- (b) Its principal office
- (c) Its number of directors
- (d) The date for its annual meeting
- (e) Its proposed bylaws to govern the conduct of its business
- (f) The tentative date on which the merger is to be submitted to the policyholders of the merging companies and at which meeting directors of the merged company shall be elected if the plan receives approval
- (g) A pro forma statement of the merged company as of any date within ninety days preceding the date of the adoption of the plan
- (h) A brief statement showing what provision will be made for creditors of the merging companies
- (i) A statement as to whether policyholder equities of the merging companies shall be similar or dissimilar.

SECTION 3. Hearing on plan—notice.—Such plan shall be submitted on behalf of the merging companies to the Insurance Commissioner for South Carolina who shall thereupon give published notice in a newspaper of general circulation in each city wherein is located the principal office of any merging company, that a hearing

on such plan of merger will be held in his office at a date not sooner than ten days from the date such notice shall be published, at which meeting any policyholder, creditor, or other affected person of any of the merging companies may appear in person or by attorney and present objections to such plan.

SECTION 4. Approval or disapproval of Insurance Commissioner.—Following such hearing the Insurance Commissioner shall signify in writing his approval or disapproval of the proposed merger. If he shall approve he shall fix the time and place of a meeting of the policyholders of the merging companies, which may be the same as that tentatively proposed in the plan referred to in Section 1 hereof.

SECTION 5. Plan to be submitted to policyholders at meeting—board of directors.—At such meeting the plan shall be submitted separately to the policyholders of each merging company and if it shall be approved by resolution adopted by a majority of the policyholders present at such meeting in person or by proxy, the plan of merger shall be declared effective. Whereupon such policyholders shall meet in a joint meeting and elect a board of directors of the merged company.

SECTION 6. Duties of board.—As soon following their election as shall be convenient, the board of directors of the merged company shall sign a certificate reflecting the adoption of the plan of merger and setting forth the results of the meeting held for such purpose and for the purpose of electing the board of directors of the merged company, to the Secretary of State, who shall cause the same to be filed and shall issue a certificate setting forth that a merger has been effected and that the merged company shall thenceforth be known by the name selected in the plan of merger referred to above.

SECTION 7. Liabilities and assets of merging companies.—Upon the consummation of the merger the merged company shall without further deed or formality, succeed to all property of each merging company, real, personal or mixed, and of whatsoever kind or nature, and shall likewise be deemed to have assumed in toto all liabilities of each merging company.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R807, H1865)

No. 693

An Act To Amend Section 3, As Amended, Sections 4 And 10 And Subitem (a) Of Section 5 Of, And To Add A New Section To, Act No. 731 Of 1958, Relating To Income Taxation, So As To Provide For An Exemption Therefrom For Certain Dividends Received From A Subsidiary Corporation, To Provide For The Allocation Of Gains And Losses From The Sale Of Real Property Located Outside The State, To Exclude From The Property Factor Property Not Held Or Used To Produce Income, To Provide For The Filing Of A Return And Payment Annually Of Income Taxes By Domestic And Foreign Corporations And To Provide A Definition Of "Principal Place Of Business".

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 731 of 1958 amended—allocation of income for tax purposes.—Section 3 of Act No. 731 of 1958, as amended, is further amended to read as follows:

“Section 3. The following items of income shall be specifically and directly allocated in accordance with the following provisions before apportionment of the remaining net income and such items shall not be included in any factor of the apportionment formula:

(a) Interest received by the taxpayer from intangible property not connected with the business of the taxpayer, less all related expenses, shall be allocated to the state in which the principal place of business of a corporation taxpayer is located, or in which the domicile of an individual taxpayer is located.

(b) Dividends received from corporate stocks owned, less all related expenses, shall be allocated to the state in which the principal place of business of a corporation is located or in which the domicile of an individual taxpayer is located.

(c) Patent and copyright royalties are allocable to this State:

(1) If and to the extent that the patent or copyright is utilized by the taxpayer in this State, or

(2) If and to the extent that the patent or copyright is utilized by the taxpayer in a state in which the taxpayer is not taxable and the corporation taxpayer's principal place of business or the individual taxpayer's domicile is in this State.

A patent is utilized in a state to the extent it is employed in the production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect the states of utilization, the patent is utilized in the state in which a corporation taxpayer's principal place of business or an individual taxpayer's domicile is located.

A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect state of utilization, the copyright is utilized in the state in which a corporation taxpayer's principal place of business or an individual taxpayer's domicile is located.

(d) Rents received from the lease or rental of real estate or tangible personal property, royalties received from tangible property, where the property leased or rented was not used in or was not connected with the trade or business of the taxpayer during the income year, less all related expenses, shall be allocated to the state in which the property was located at the time the income was derived.

(e) Gains and losses from the sale of real property located in this State are allocable to this State, and the gains and losses from the sale of real property located outside this State shall be allocated to the state in which the real property is located.

Gains and losses from the sale of tangible personal property, other than tangible personal property held for sale to customers in the regular course of business are allocable to this State, if:

(1) The property had a situs in this State at the time of the sale, or

(2) A corporation taxpayer's principal place of business or an individual taxpayer's domicile is in this State and the taxpayer is not taxable in the state in which the property had a situs.

Gains and losses from sales of intangible personal property other than any intangible personal property held for sale to customers in the regular course of business, less all related expenses, shall be al-

located to the state of a corporation taxpayer's principal place of business, or of an individual taxpayer's domicile.

(f) All income from personal services received by a resident individual shall be allocated to this State. All income from personal services received by a nonresident individual for services rendered in this State shall be allocated to this State."

SECTION 2. Section 4 of Act 731 of 1958 amended—how income of certain corporations engaged in interstate commerce to be taxed.—Section 4 of Act No. 731 of 1958 is amended to read as follows:

"Section 4. The income less all related expenses from any other investments, including investments in subsidiaries, the net income from which is not properly includable in the net apportionable income of corporations engaged in interstate commerce under the Constitution of the United States because it is unrelated to the business activity of the corporation conducted partly within and partly without South Carolina, shall be allocated to the state in which the business situs of the investment is located; *provided*, that if the business situs of such investment is partly within and partly without South Carolina, it shall be apportioned by use of the same formula as provided for apportioning the net income of the corporation."

SECTION 3. Subitem (3) of Item (a) of Section 5 of Act 731 of 1958 amended—certain property excluded in computing property ratio.—Subitem (3) of Item (a) of Section 5 of Act 731 of 1958 is amended to read as follows:

"(3) Any property, the income from which is allocated directly and thereby excluded from the net apportionable income, and any property not held or used to produce income which is derived from sources partly within and partly without the State, shall be excluded in the computation of the property ratio."

SECTION 4. Section 10 of Act 721 of 1958 amended—corporations to file returns and pay income taxes.—Section 10 of Act 731 of 1958 is amended to read as follows:

"Section 10. Every corporation organized under the laws of this State, whose entire business is transacted or conducted within this State, shall make a return and shall pay annually an income tax equivalent to five percent of the entire net income received by such corporation during the income tax year, and except as otherwise pro-

vided, every corporation organized under the laws of this State, doing or transacting business partly within and partly without this State, shall make a return and shall pay annually an income tax equivalent to five percent of a proportion of its entire net income, to be determined as provided in the Income Tax Act of 1926, as amended, and except as otherwise provided, every foreign corporation transacting, conducting, doing business or having an income within the jurisdiction of this State, whether or not such corporations be engaged in or the income derived from intrastate, interstate, or foreign commerce, shall make a return and shall pay annually an income tax equivalent to five percent of a proportion of its entire net income, to be determined as provided in the Income Tax Act of 1926, as amended. The terms transacting, conducting, or doing business, as used in this section shall include the engaging in or the transacting of any activity in this State for the purpose of financial profit or gain."

SECTION 5. Act 731 of 1958 amended—new section added—principal place of business defined.—Act No. 731 of 1958, as amended, is further amended by adding thereto a new section to be known as Section . . . , to read as follows:

"Section 'Principal place of business' as used in this act shall mean the domicile of a corporation except when none of the business of the corporation is conducted in the state of domicile, in which circumstances the Tax Commission shall determine in light of the available evidence, the principal place of business of the corporation."

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall, upon approval by the Governor, be effective for taxable years beginning after December 31, 1959.

Approved the 21st day of April, 1960.

1959, Relating To Taxation, So As To Provide For The Extension Of Time For Filing Corporation License Tax And Income Tax Returns, To Limit Refunds Of Income Taxes Withheld On Income To Amounts Of One Dollar Or More, To Exempt From The Provisions Of Law Requiring The Withholding Of Income Taxes Residents Of This State Who Are Also Subject To Withholding Of Income Taxes In Another State, And To Repeal Section 65-2684, Code Of Laws Of South Carolina, 1952, Relating To Reports Of Abatements And Refunds Of Taxes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-601, 1952 Code, amended—time may be extended for filing reports to Tax Commission by corporations.—Section 65-601, Code of Laws for 1952, as amended is further amended by adding at the end thereof the following:

“Provided, that for reasonable cause, the Tax Commission may, within its discretion, grant an extension of time not to exceed sixty days within which to file the license tax return required by this section; provided, further, that where an extension of time is granted, the taxpayer shall file a tentative return showing the name and address of the taxpayer and the amount of tax estimated to be due; such tentative return to be filed on or before the last day of March and the estimated tax shown thereon shall be paid in full at the time of filing such tentative return; provided, further, that the completed return must be filed and the balance of tax, if any, must be paid within the extended period.”

SECTION 2. Section 65-303, 1952 Code, amended—time may be extended for filing income tax returns.—Section 65-303, Code of Laws for South Carolina for 1952, as amended, is further amended by adding at the end thereof the following:

“In the case of sickness, absence, or other disability, or good cause, the Tax Commission may, in its discretion, allow further time for the filing of the returns required by this section. The Tax Commission may require the filing of tentative return showing the amount of tax estimated to be due, in which case at least one-fourth of the amount of tax estimated due by a corporation, and the entire amount of tax estimated by an individual or a fiduciary, shall be paid. The completed return must be filed within the time allowed by the Commission and the balance of the tax or installment of the tax due must be paid in full.”

SECTION 3. Section 65-323, 1952 Code, amended—no tax refunds to be made for less than one dollar.—Section 65-323, Code of Laws for 1952, is amended by adding at the end thereof the following:

“No refund shall be allowed or ordered in an amount less than one dollar.”

SECTION 4. Subitem (a), Item (1), Subsection B of Section 12 of Part II of Act 140 of 1959 amended, residents subject to withholding of another state may be exempt from S. C. withholding taxes.—Subitem (a) of Item (1) of Subsection B of Section 12 of Part II of Act No. 140 of 1959, is amended by adding at the end thereof the following:

“*Provided*, the Tax Commission may, in its discretion, exempt an employer from the provisions hereof who makes payment of wages to a legal resident of South Carolina, where such resident is employed in another state having income taxes withheld therein for the other state from the wages of the legal resident of South Carolina.”

SECTION 5. Subsection H, Section 12, Part II of Act 140 of 1959 amended—item 3 added—no refunds of less than one dollar to be made.—Subsection H of Section 12 of Part II of Act No. 140 of 1959, is amended by adding a new item to be designated item (3), to read as follows:

“(3) No refund provided for by this subsection shall be allowed or made in an amount less than one dollar.”

SECTION 6. Repeal—Section 65-2684, 1952 Code, Repealed.—Section 65-2684, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

An Act Designating One Week During Each School Year As Alcohol Education Week, Providing For Certain Exercises Relative Thereto.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Alcohol Education Week designated.—The school week following the first Sunday in February of each year is hereby designated as Alcohol Education Week in the public schools of the State of South Carolina.

SECTION 2. Schools to instruct pupils concerning alcohol.—During this week, each school district superintendent shall require the school principal or other designated persons to have each class from the sixth grade upward to be instructed for at least thirty minutes on three days concerning the risks and dangers involved in the use of alcoholic beverages. The principal, or such other designated person, shall also have at least one assembly session during the week of not less than forty-five minutes, at which time the subject of the dangerous effect of alcohol shall be presented.

SECTION 3. Duties of State Superintendent of Education.—The State Superintendent of Education shall each year call to the attention of school superintendents Alcohol Education Week, and shall through the Division of Instruction provide suitable printed materials and other aids for use in the observance of the week.

SECTION 4. Alternate week may be observed.—Should a school find it impracticable for any reason to observe Alcohol Education Week at the time designated, the school superintendent may ask permission of the State Superintendent of Education to observe an alternate week.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

An Act To Amend Section 8-221, Code Of Laws Of South Carolina, 1952, Relating To Power Of Incorporated Banks In This State To Make Loans, So As To Provide That A Bank May Open An Account And Give A Credit To Local Banks.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 8-221, 1952 Code, amended—banks—make loans—open accounts and give credit to other banks.—Section 8-221, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 8-221. A bank may make loans on negotiable paper for any period not exceeding twelve months and may also open an account and give a credit to any other bank in this or any other state.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R811, H2299)

No. 697

An Act To Provide For The Retention Of Business Records By Banks; The Classification Of Records By The State Board Of Bank Control And Prescribing Periods Of Retention; The Disposition Of Records Kept For A Prescribed Period And Providing No Liability For Failure To Produce Records Properly Disposed Of; The Reproduction Of Records By Microphoto And The Effective Reproduction as Evidence; And The Applicability Of Record Retention Law To State And National Banks.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Banks—records to be retained.—Every bank shall retain its business records for such periods as are or may be prescribed by or in accordance with the terms of this act. Each bank shall retain permanently the minute books of meetings of its shareholders and directors, its capital stock ledger, its daily statements of condition, its general journal, its investment ledger, its copies of bank examination reports, and all records which the State Board of Bank Control shall, in accordance with the terms of this law, require to be retained permanently. All other bank records shall be retained

for such periods as the State Board of Bank Control shall, in accordance with the terms of this act, prescribe.

SECTION 2. Board of Bank Control—issue regulations concerning bank records.—The State Board of Bank Control shall from time to time issue regulations classifying all records kept by banks and prescribing the period for which records of each class shall be retained. The periods may be permanent or for a lesser term of years. The regulations may from time to time be amended or repealed. Prior to issuing any such regulation, the State Board of Bank Control shall consider :

(1) Actions at law and administrative proceedings in which the production of bank records might be necessary or desirable;

(2) State and Federal Statutes of limitation applicable to such actions or proceedings;

(3) The availability of information contained in bank records from other sources; and

(4) Such other matters as the State Board of Bank Control shall deem pertinent, in order that its regulations will require banks to retain their records for as short a period as is commensurate with the interests of bank customers and shareholders and of the people of this State in having bank records available.

SECTION 3. Certain records may be destroyed.—Any bank may dispose of any records which have been retained for the period prescribed by or in accordance with the terms of this act for retention of records of its class, and shall thereafter be under no duty to procure such record in any action or proceeding. Whether or not in any given case destruction of such records prior to the minimum retention periods prescribed by or in accordance with the terms of this act constitutes negligence shall remain a question of fact to be determined by all circumstances in that case, and such earlier destruction shall not per se constitute negligence and no presumption of negligence shall arise therefrom.

SECTION 4. Records may be microphotographed.—Any bank may cause any or all records at any time in its custody to be reproduced by the microphotographic process and any reproduction so made shall have the same force and effect as the original thereof and be admitted in evidence equally with the original, as is now provided by Section 26-103.1 of the Code of Laws for 1952. This section shall not be construed to require the production of a record or a

microphoto film or a record authorized to be destroyed under regulations issued pursuant to this act.

SECTION 5. Application of act.—This act shall be applicable to banks and trust companies chartered under the laws of South Carolina, and to the extent that they are not in contravention of any law or regulation of the United States, the provisions of such law shall apply and inure to the benefit of national banking associations doing business in this State.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R812, H2304)

No. 698

An Act To Amend Section 8-104, Code Of Laws Of South Carolina, 1952, Relating To The Bonding Of Officers And Employees Of State Banks, So As To Provide That The Bonds Of Such Persons Shall Be Reviewed And Approved Or Disapproved In Writing Annually By The Board Of Directors.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 8-104, 1952 Code, amended—officials and employees of banks to be bonded.—Section 8-104, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 8-104. All active officials and employees of any State bank shall be bonded. The bonds shall be reviewed and approved or disapproved in writing annually by the Board of Directors.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R813, H2305)

No. 699

An Act To Amend Section 8-149, Code Of Laws Of South Carolina, 1952, Relating To Preferred Stock Of Banking Corporations, So As To Provide That No Issue Of Preferred Stock Shall Be Valid Until The Par Value Of All Stock So Issued Shall Be Paid In Cash.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8-149, 1952 Code, amended—preferred stock not valid until paid for in cash.—Section 8-149, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 8-149. No issue of preferred stock shall be valid until the par value of all stock so issued shall be paid in cash.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R814, H2306)

No. 700

An Act To Amend Section 8-308, Code Of Laws Of South Carolina, 1952, Relating To Receivers Or Liquidating Agents Of Banks, So As To Make The Provisions Hereof Applicable To Receivers Or Liquidating Agents Appointed As Provided By Law.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8-308, 1952 Code, amended—receivers of banks to file reports every six months.—Section 8-308, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 8-308. A receiver or liquidating agent appointed as provided by law shall every six months during the term of his administration file with the clerk of court of the county in which the bank is located a list of receipts for that period showing the sources from which such receipts have been derived and shall at the same time file a list of the expenditures for the same period,

itemized so as to show the nature of such expenditures and the balance of cash on hand.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R815, H2307)

No. 701

An Act To Amend Section 8-309, Code Of Laws Of South Carolina, 1952, Relating To Compensation Of Receivers Of Banks, So As To Make The Provisions Hereof Applicable To Receivers Appointed As Provided By Law.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 8-309, 1952 Code, amended—compensation of bank receivers.—Section 8-309, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 8-309. All receivers appointed as provided by law shall receive in full for their services in the liquidation of the affairs of the bank the following remuneration : two per cent on all moneys received and a like amount on all moneys paid out by them on all sums up to fifty thousand dollars and two and one-half per cent on all sums received and paid out above fifty thousand dollars.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R822, H2461)

No. 702

An Act To Provide For A Planning Board For A Portion Of Greenwood County And To Provide For Its Membership, Powers And Duties, And To Repeal Act No. 293 Of 1959.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Planning board created for part of Greenwood County—members—terms—vacancies.—There is hereby created a planning board for that portion of Greenwood County of the Greenwood Metropolitan District situated outside of the city limits of the City of Greenwood. The board shall consist of five members, residents of the area, to be appointed by the Governor upon the recommendation of a majority of the county's Legislative Delegation, including the Senator. Each person appointed to the board shall hold office for a term of five years and until his successor is appointed and qualifies. *Provided*, that as to initial appointment one member shall be appointed for one, two, three, four and five years each. Any vacancy occurring on the board shall be filled for the unexpired portion of the term in the same manner as the original appointment.

SECTION 2. Initial meeting and terms—officers.—The board shall meet as soon after its appointment as may be practicable at which time the members shall determine their initial terms by lot and shall proceed to elect a chairman and a secretary. The secretary shall certify to the Secretary of State, the county Legislative Delegation and to the clerk of court the names of the members of the board and their respective initial terms.

SECTION 3. Adopt rules—employ personnel—expenditures—office space.—The board shall adopt its own rules for the transaction of its business and shall keep a record of its resolutions, transactions, findings and determinations, which record shall be a public record. The board may appoint such employees as it may deem necessary for its work, whose appointment, promotion, demotion, and removal shall be subject to the same provisions of the law as govern other employees of the county. The board may also contract with planners and other consultants or assistants for such services as it may require. All expenditures of the board, exclusive of gifts or other aid, shall be within the amounts appropriated for the purpose by the county supply act. The board shall be supplied with necessary office space in the county courthouse or other suitable quarters and with the necessary equipment. Upon request of the board, the county supervisor may from time to time, for the purpose of special surveys under the direction of the board, assign, or detail to the board, members of the staff or personnel of any county administrative

department, bureau or agency to make special surveys or studies for the board.

SECTION 4. Powers and duties.—(a) The board shall prepare and adopt an official plan for the physical development for all or part of the territory of the district. Such an official plan with the accompanying maps, plans, and charts and descriptive matter shall show the planning board's determinations for the development for all or any part of such area including all features of public works which are logically related to, or form an integral part of a long term coordinated plan for the orderly and economic physical development of the county.

(b) The board shall:

(1) Promote public interest and understanding of the economic and social necessity for long term coordinated planning;

(2) Confer and cooperate with the federal, State, municipal and other county and regional authorities regarding matters pertaining to, or affecting the planning or development of Greenwood County, development with that of other political subdivisions; and

(3) Prepare and keep up to date a long term coordinated program of public works and budgets therefor, and to that end the various officials, departments and agencies of the county shall cooperate with the board.

(c) The board, its members, officers, and employees, in the performance of their functions, may enter upon any land and make necessary examinations and surveys. In general, the board shall have such powers as may be appropriate to enable it to fulfill its functions and duties to promote planning and to carry out the purpose of this act.

(d) The board shall have authority to make studies and prepare plans covering land use of all lands within the whole or any part of the unincorporated areas of the county within the district.

The board may prepare or cause to be prepared a plat dividing such unincorporated area or parts of areas into zones and may determine the use of land and character of the buildings located thereon, and, upon the adoption of the plat and regulations by a majority of the board, the same shall be certified to the clerk of court of the county, on which certification a public hearing shall be held within forty-five days from the receipt of such certification, notice of such hearing to be published in a newspaper having general circulation in the county one day each week for four weeks. If after such public

hearing the board determines that such determinations are still desirable and that their adoption will tend to promote the public health, safety, morals and general welfare and encourage the use of the lands in accordance with their character and adaptability and will limit the improper use of such lands, then the board shall by order approve such recommendation, plan and supporting maps or any portion thereof, and thereafter all properties within the zones as set out in the order shall be subject to the uses set forth in the plans, maps and explanatory specifications which shall be filed for record in the office of the clerk of court of the county. Nothing herein contained, however, shall be construed to authorize the board to regulate the cost of buildings and structures.

The order shall include provisions for the enforcement of the zoning regulations.

(e) The owner of land may petition the board for any changes in zoning to reduce the restriction thereon, and it shall be the duty of the board to review such petition. On the last Monday in February, May, August, and November of each year the board shall hear the petitions for amendments thereon filed since the last hearing. A notice of the hearing shall be published not more than thirty days nor less than seven days preceding the date for the hearing in a newspaper of general circulation in the county. The board by order shall deny or approve the petitions and the order amending the plat, maps, and specifications shall be filed with the clerk of court of the county.

(f) The board, by a majority vote, may reclassify or rezone any of the zoned areas or may classify or zone areas theretofore unzoned or classified and shall certify its determinations for public hearing thereon as provided in paragraph (d) above, and after such hearing, the board shall file its order thereon with the clerk of court of the county.

(g) The powers as outlined in this section, and specifically in paragraphs (d), (e) and (f), shall not be exercised so as to deprive the owner of the use of land or of any existing buildings for the purpose to which they are lawfully devoted at the time of the order of the board zoning or rezoning lands.

(h) It shall be unlawful to erect, construct, reconstruct, alter, maintain or use any land, building or structure in violation of any order of the board.

For enforcement of its orders, the board shall certify any violation to the county attorney, and the county attorney shall, within five

days thereafter, apply to the court of common pleas for an injunction, mandamus or other process to prevent, enjoin, abate or remove such unlawful use or erection.

Anyone aggrieved by the provisions of this subsection may appeal to the court of common pleas as is now provided by law for appeals from decisions of other administrative agencies.

SECTION 5. Official plan—adoption of—improvements, etc., to be submitted to board if plan adopted.—The board may adopt the official plan as a whole, or, as the work of preparing the whole plan progresses, may from time to time adopt a part or parts thereof and any such part or parts may cover one or more of the functional subject matters to be included in the plan. The board may, from time to time, amend, extend, or add to the plan or carry any part of the plan into greater detail. The adoption of the plan or any part, amendment, extension, or addition shall be by resolution of the board, carried by the affirmative votes of not less than a majority of the entire membership of the board. The resolution shall refer expressly to the maps, plans, charts, and descriptive matter intended for adoption by the board which set forth the whole or part of the plan, and the action taken shall be recorded on the maps, plans, charts and descriptive matter by the identifying signature of the chairman of the board.

From and after the adoption by the board of the official plan, or any part thereof, no improvements shall be made or authorized and no property shall be acquired or its acquisition authorized by any county or public agency which has, or is likely to have, definite part in, or relation to, the official plan unless the proposed location, character, and extent thereof shall have been submitted by the agency concerned to the board, and a report and recommendation of the board thereon shall have been received. It is further provided, however, that if the board fails to furnish in writing its report and recommendation upon a proposal within thirty days after the submission of such proposal to the board, such agency may proceed without such report and recommendation. In case any improvement, ground, building, structure or property be given a location or extent which does not accord with the report and recommendation of the board, the county official, department or any other public agency having charge of the location, authorization, acquisition, or construction of the same shall file in the office of the board a statement of its or his reasons for the departure from the report and recommendation, and

the statement shall be open to public inspection. This section shall not apply, however, to improvements, grounds, buildings, structures, or properties which are under construction at the time of the effective date of this act or whose construction or acquisition shall have been fully authorized and the location and extent determined previous to the effective date of this act.

SECTION 6. Board may control subdivision of land upon adoption of highway plan—rules and regulations.—Whenever the board shall have adopted an official highway plan or part thereof and shall have filed a certified copy of such plan in the office of the clerk of court, the board shall have the same authority to control the subdivision of land in the area of the district as is granted to municipalities by law. Before exercising the above authority, the board shall adopt and make available rules and regulations governing the subdivision of land.

SECTION 7. Repeal—Act 293 of 1959 repealed.—Act No. 293 of 1959 and all acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R824, H2319)

No. 703

An Act To Provide That The Town Council Of Nichols In Marion County May Impose An Annual Tax On All Real And Personal Property Within The Corporate Limits Of The Town Provided That Such Tax Shall Not Exceed Sixty Mills On Every One Dollar Of Assessed Valuation Of Such Property.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Nichols may levy tax.—The Town Council of Nichols in Marion County may by ordinance impose an annual tax upon all real and personal property within the corporate limits of the town, but such tax shall not exceed sixty mills on every one dollar of assessed valuation of such property.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R825, H2472)

No. 704

An Act To Amend Section 47-321, Code Of Laws Of South Carolina, 1952, Relating To The Terms Of Office Of The Mayor And Aldermen Of The Town Of Mullins, So As To Further Provide For Their Terms.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 47-321, 1952 Code, amended—mayor and aldermen for Town of Mullins—election and terms.—Section 47-321, Code of Laws of South Carolina, 1952, is amended by striking from the end the following: “in each even numbered year”, and inserting in lieu thereof “in the year 1960”, and by adding the following at the end thereof:

“The three aldermen receiving the greatest number of votes in the primary held April 5, 1960, are declared nominees for four year terms. The three aldermen receiving the next greatest number of votes in the primary held April 5, 1960, are declared nominees for two year terms. Thereafter the terms shall be for four years.”

The section, when so amended, shall read as follows:

“Section 47-321. The town of Mullins shall have a mayor and six aldermen who shall be elected by the qualified voters of the town at large and not from wards. Such election shall be held on the first Tuesday in June in the year 1960.

The three aldermen receiving the greatest number of votes in the primary held April 5, 1960, are declared nominees for four year terms. The three aldermen receiving the next greatest number of votes in the primary held April 5, 1960, are declared nominees for two year terms. Thereafter the terms shall be for four years.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R827, H2450)

No. 705

An Act To Amend Section 23-199, Code Of Laws Of South Carolina, 1952, Designating Voting Precincts In York County, So As To Change The Name Of Mitchell's Store Precinct To Mt. Holly Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-199, 1952 Code, amended—York County voting precincts—Mitchell's Store changed to Mt. Holly.—Section 23-199, Code of Laws of South Carolina, 1952, is amended by striking out the words "Mitchell's store" on lines four and five and inserting in lieu thereof the words "Mt. Holly", so that when amended the section shall read as follows:

"Section 23-199. In York County there shall be the following voting precincts: Bethany; Bethel; Bullock Creek; Bowling Green; Cannon Mill; Clover No. 1; Clover No. 2; Ebenezer; Filbert; Fort Mill No. 1; Fort Mill No. 2; Fort Mill No. 3; Hickory Grove; Highland Park; Hopewell; Leslie; McConnellsville; Mt. Holly; New Zion; Northside; Oak Ridge; Ogdon; Red River; Rock Hill No. 1; Rock Hill No. 2; Rock Hill No. 3; Rock Hill No. 4; Rock Hill No. 5; Rock Hill No. 6; Rock Hill No. 7; Sharon; Tirzah; York No. 1; York No. 2; Newport; Catawba (formerly Coates Tavern); Smyrna; Santiago; Blairsville; Cotton Belt; Delphia; and Beth Shiloh."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R829, S182)

No. 706**An Act To Simplify Security Transfers By Fiduciaries.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Definitions.—In this act, unless the context otherwise requires:

(a) "Assignment" includes any written stock power, bond power, bill of sale, deed, declaration of trust or other instrument of transfer.

(b) "Claim of beneficial interest" includes a claim of any interest by a decedent's legatee, distributee, heir or creditor, a beneficiary under a trust, a ward, a beneficial owner of a security registered in the name of a nominee, or a minor owner of a security registered in the name of a custodian, or a claim of any similar interest, whether the claim is asserted by the claimant or by a fiduciary or by any other authorized person on his behalf, and includes a claim that the transfer would be in breach of fiduciary duties.

(c) "Corporation" means a private or public corporation, association or trust issuing a security.

(d) "Fiduciary" means an executor, administrator, trustee, guardian, committee, conservator, curator, tutor, custodian or nominee.

(e) "Security" includes any share of stock, bond, debenture, note or other security issued by a corporation which is registered as to ownership on the books of the corporation.

(f) "Transfer" means a change on the books of a corporation in the registered ownership of a security.

(g) "Transfer agent" means a person employed or authorized by a corporation to transfer securities issued by the corporation.

SECTION 2. Corporations may transfer securities to fiduciaries without checking on fiduciary relationship.—A corporation or transfer agent registering a security in the name of a person who is a fiduciary or who is described as a fiduciary is not bound to inquire into the existence, extent, or correct description of the fiduciary relationship, and thereafter the corporation and its transfer agent may assume without inquiry that the newly registered owner continues to be the fiduciary until the corporation or transfer agent receives written notice that the fiduciary is no longer acting as such with respect to the particular security.

SECTION 3. Transfers—further.—Except as otherwise provided in this act, a corporation or transfer agent making a transfer of a security pursuant to an assignment by a fiduciary—

(a) may assume without inquiry that the assignment, even though to the fiduciary himself or to his nominee, is within his authority and capacity and is not in breach of his fiduciary duties;

(b) may assume without inquiry that the fiduciary has complied with any controlling instrument and with the law of the jurisdiction governing the fiduciary relationship, including any law requiring the fiduciary to obtain court approval of the transfer; and

(c) is not charged with notice of and is not bound to obtain or examine any court record or any recorded or unrecorded document relating to the fiduciary relationship or the assignment, even though the record or document is in its possession.

SECTION 4. Evidence to be obtained when assignment not made by registered owner.—A corporation or transfer agent making a transfer pursuant to an assignment by a fiduciary who is not the registered owner shall obtain the following evidence of appointment or incumbency:

(a) In the case of a fiduciary appointed or qualified by a court, a certificate issued by or under the direction or supervision of that court or an officer thereof and dated within sixty days before the transfer; or

(b) In any other case, a copy of a document showing the appointment or a certificate issued by or on behalf of a person reasonably believed by the corporation or transfer agent to be responsible or, in the absence of such a document or certificate, other evidence reasonably deemed by the corporation or transfer agent to be appropriate. Corporations and transfer agents may adopt standards with respect to evidence of appointment or incumbency under this subsection (b) provided such standards are not manifestly unreasonable. Neither the corporation nor transfer agent is charged with notice of the contents of any document obtained pursuant to this subsection (b) except to the extent that the contents relate directly to the appointment or incumbency.

SECTION 5. Notice of claim adverse to transfer—duties of transfer agent concerning relief from liability.—(a) A person asserting a claim of beneficial interest adverse to the transfer of a security pursuant to an assignment by a fiduciary may give the cor-

poration or transfer agent written notice of the claim. The corporation or transfer agent is not put on notice unless the written notice identifies the claimant, the registered owner and the issue of which the security is a part, provides an address for communications directed to the claimant and is received before the transfer. Nothing in this act relieves the corporation or transfer agent of any liability for making or refusing to make the transfer after it is so put on notice, unless it proceeds in the manner authorized in subsection (b).

(b) As soon as practicable after the presentation of a security for transfer pursuant to an assignment by a fiduciary, a corporation or transfer agent which has received notice of a claim of beneficial interest adverse to the transfer may send notice of the presentation by registered or certified mail to the claimant at the address given by him. If the corporation or transfer agent so mails such a notice it shall withhold the transfer for thirty days after the mailing and shall then make the transfer unless restrained by a court order.

SECTION 6. Liability—further.—A corporation or transfer agent incurs no liability to any person by making a transfer or otherwise acting in a manner authorized by this act.

SECTION 7. No person liable for breach of fiduciary duty unless he had knowledge of breach.—(a) No person who participates in the acquisition, disposition, assignment or transfer of a security by or to a fiduciary including a person who guarantees the signature of the fiduciary is liable for participation in any breach of fiduciary duty by reason of failure to inquire whether the transaction involves such a breach unless it is shown that he acted with actual knowledge that the proceeds of the transaction were being or were to be used wrongfully for the individual benefit of the fiduciary or that the transaction was otherwise in breach of duty.

(b) If a corporation or transfer agent makes a transfer pursuant to an assignment by a fiduciary, a person who guaranteed the signature of the fiduciary is not liable on the guarantee to any person to whom the corporation or transfer agent by reason of this act incurs no liability.

(c) This section does not impose any liability upon the corporation or its transfer agent.

SECTION 8. Transfer to be governed by laws of state where corporation organized—application of act.—(a) The rights and

duties of a corporation and its transfer agents in registering a security in the name of a fiduciary or in making a transfer of a security pursuant to an assignment by a fiduciary are governed by the law of the jurisdiction under whose laws the corporation is organized.

(b) This act applies to the rights and duties of a person other than the corporation and its transfer agents with regard to acts and omissions in this State in connection with the acquisition, disposition, assignment or transfer of a security by or to a fiduciary and of a person who guarantees in this State the signature of a fiduciary in connection with such a transaction.

SECTION 9. Not to affect certain obligations.—This act does not affect any obligation of a corporation or transfer agent with respect to estate, inheritance, succession or other taxes imposed by the laws of this State.

SECTION 10. Act to be uniform with other states.—This act shall be so construed as to effectuate its general purpose to make uniform the law of those states which enact it.

SECTION 11. Citation of act.—This act may be cited as the Uniform Act for Simplification of Fiduciary Security Transfers.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R831, S354)

No. 707

An Act To Provide For The Appointment Of A Committee To Make A Continuous Study Of Matters Pertaining To The Peaceful Uses Of Atomic Energy, The Control Of Air And Water Pollution, And The Use Of Radioactive Materials.

Whereas, the development and utilization of atomic energy for peaceful purposes is increasing and industrial establishments for such purposes will shortly be located in this State; and

Whereas, the commercial, agricultural and medical use of fissionable materials and radioactive matter is on the increase; and

Whereas, the steady industrial growth of the State of South Carolina, bringing with it increasing population densities in many areas, is presenting an increasingly complex problem with relation to the proper care of the atmosphere and the waters of the State; and

Whereas, it is desirable that proper and necessary measures be taken to protect the lives and health of the people of South Carolina, and to protect and insure the continued good condition of their waterways and the atmospheric conditions of the State where they may be affected by reason of the use of fissionable materials and radioactive matter; and

Whereas, it is also desirable and necessary that proper measures be taken to insure, permit and encourage the orderly and safe use of fissionable materials and radioactive matter by industry, business, agriculture, medicine and others properly utilizing the same; and

Whereas, the General Assembly believes it necessary that a permanent committee be appointed with provisions that a continuing study shall be made of these matters so vital to the future health, prosperity and general welfare of the State, with periodical reports to the General Assembly designed to keep the legislative body fully informed on the situation. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee to be appointed—officers.—There is hereby created a committee of eleven members, three of whom shall be members of the Senate to be appointed by the President of the Senate, three of whom shall be members of the House of Representatives to be appointed by the Speaker of the House, and five members to be appointed by the Governor as follows: One to represent industry and business; one to represent banking; one to represent labor; one to represent agriculture; and one to represent the medical profession. None of the Governor's appointees shall be a member of the Legislature. At its first meeting the committee shall organize by selecting from its membership a chairman, vice-chairman, secretary and such other officers as the committee may determine.

SECTION 2. Duties.—The committee shall be a clearing house for all atomic and nuclear material concerning or relating to the use of atomic and nuclear energy for peaceful purposes, and be charged with the duty and responsibility of supervising the uses of atomic and nuclear energy for peaceful purposes. It shall institute and pursue a

study of the development and utilization of atomic energy, and the sundry by-products of nuclear fission and fusion for peaceful purposes, the control of air and water pollution, and shall make a full report to the General Assembly from time to time, with legislation, if any, that is considered necessary to encourage participation in the development and utilization of atomic energy, fissionable materials, radioactive matter and related subjects for peaceful purposes to the maximum extent compatible with the security, the health and safety of the public, including but not limited to the necessity and desirability, if any, of measures for control of dangers to the public or amelioration of damages resulting therefrom. The committee shall also consider the relative responsibility of the State and its respective subdivisions thereto with relation to all such matters and all agencies of the State shall assist the committee in its work.

SECTION 3. Terms.—The terms of office of those members appointed by the Governor and shall be coterminous with that of the appointing authority, and the terms of office of the Senators and the members of the House of Representatives shall be coterminous with their terms of office in the respective bodies of the General Assembly.

SECTION 4. Compensation and expenses.—The members of the committee shall receive the usual per diem and mileage for each day they are actually engaged in the business of the committee; *provided*, that the expenditures of the committee shall not exceed two thousand dollars.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6.—Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

An Act To Provide A Term Of Two Years For The Mayor Of Wagener In Aiken County; To Set Forth The Terms Of Office Of The Next Elected Councilmen And Intendants Of The Town And To Thereafter Provide Regular Terms Of Two Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Wagener—terms of mayor and intendants.—The Mayor of the Town of Wagener in Aiken County shall be elected for a term of two years. At the next election for councilmen and intendants of the Town of Wagener, of those elected the two receiving the highest number of votes shall be elected for terms of two years each and the remaining two elected shall serve for a term of one year, after which their successors shall be elected for terms of two years.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R836, S586)

No. 709

An Act To Amend Act No. 946 Of The Acts Of 1958, Relating To The Consolidation Of Certain School Districts In Aiken, Edgefield And Saluda Counties, So As To Further Specify The Area Within Aiken County Included In Such Consolidated Area And To Make Provision For The Expenditure Of Capital Outlay Funds By Such Consolidated Area.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 946 of 1958 amended—school districts in Aiken, Edgefield and Saluda Counties consolidated.—Section 1 of Act No. 946 of the Acts of 1958 is amended to read as follows :

“Section 1. That portion of Saluda County comprising the area formerly known as Ridge Spring School District No. 2, as defined on a map thereof filed in the office of the Board of Education of Saluda County, that portion of Edgefield County formerly known as Wimberly Branch School District as defined on a map thereof filed in the Office of the Board of Education of Edgefield County, and that portion of Aiken County formerly known as Progressive School District No. 10, are hereby consolidated and designated as the Monetta-Ridge

Spring Attendance Area No. 5. This attendance area shall for school purposes only constitute an integral part of the School District of Aiken County."

SECTION 2. Section 5 of Act 946 of 1958 amended—expenditures by Aiken County.—Section 5 of Act No. 946 of the Acts of 1958 is amended to read as follows:

"Section 5. The County Board of Education of Aiken County shall have the right to expend capital outlay funds, as well as funds for the maintenance and operation of schools, in the attendance area created by this act."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R837, S616)

No. 710

An Act To Authorize The Treasurer Of Marlboro County To Invest Funds Of The County In Obligations Of The United States Treasury.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Marlboro County — investment of funds.—The Treasurer of Marlboro County is hereby authorized to invest funds of the county in United States Treasury obligations with the approval of the legislative delegation from the county, including the senator.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R838, S617)

No. 711

An Act To Provide For A Board Of Tax Appeals And Equalization For Marlboro County; To Declare The Powers, Duties And Compensation Thereof; And To Provide For The Manner And Times Of Taking Appeals Thereto By Taxpayers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Tax Appeals and Equalization created for Marlboro County—members—terms—vacancies—officers.—

There is hereby created a Board of Tax Appeals and Equalization for Marlboro County to be composed of five members, each of whom shall be a qualified elector of such county, one to be a resident of the Town of Bennettsville, one a resident of the Town of McColl, one a resident of the Town of Clio and two residents of rural sections of the county. The members shall be appointed by the Governor, upon recommendation of the legislative delegation of the county, including the senator. The appointees shall serve for a period of four years and until their successors shall have been appointed. Any vacancies occurring during the term of any member shall be filled, for the unexpired term only, in the same manner in which original appointments are made. The compensation of the members of the board shall be ten dollars for each member for each day on which the board meets, which shall be paid from the general fund of the county. The members shall elect a chairman and secretary from their own membership.

SECTION 2. Powers and duties.—The board shall have such powers and duties as are now conferred upon Boards of Tax Appeals and Boards of Equalization of the counties under the general laws of the State pertaining thereto.

SECTION 3. Meetings—time for hearing appeals.—The board shall meet on the second Tuesday in the months of March, June, September and December of each year in the Marlboro County Courthouse, at 11 o'clock a. m., for the purpose of hearing appeals from the County Board of Tax Assessors or Auditor, and at such other times as they may be called together by the chairman, and shall meet at such other times as may be deemed necessary upon the call of any three members, not exceeding in all twenty days in any one year.

SECTION 4. Appeals.—Any property owner or his agent, feeling aggrieved by any decision or action of the Board of Tax Assessors or County Auditor in such county may, within ten days after notice thereof, appeal from such decision or action to the Board of Tax Appeals of such county by filing with the Board of Tax Appeals a written notice of appeal, setting forth and specifying the grounds of appeal, and by delivering to the County Auditor a copy of such notice of appeal for such board. Within ten days after receipt by the County Auditor of the copy of such notice of appeal, the County Auditor shall transmit to the Board of Tax Appeals and Equalization a copy of the proceedings at the hearing and of the decision, order or action of the Board of Tax Assessors or of the Auditor appealed from, together with a copy of the testimony taken thereon, if any was taken.

SECTION 5. Appeals—further.—Upon receipt of such notice and records the Board of Tax Appeals and Equalization shall fix a time and place for the hearing of the appeal and shall give written notice thereof to the appellant and to the County Auditor for the Board of Tax Assessors not less than five days in advance of the day fixed for the hearing. At the hearing both the appellant and the Board of Tax Assessors or County Auditor shall have the right to be heard and the Board of Tax Appeals and Equalization may inspect the property under consideration and receive any other relevant evidence offered by either party. Upon the hearing of the appeal the Board of Tax Appeals and Equalization shall either confirm, increase or reduce the valuation or assessment complained of, as may be required by the evidence before it and the justice of the case.

SECTION 6. Appeals may be taken to Tax Commission.—Appeals from the Board of Tax Appeals and Equalization may be taken to the South Carolina Tax Commission in the manner and under the condition set forth in Section 65-1925, Code of Laws of South Carolina, 1952.

SECTION 7. Act not to apply to certain persons.—Nothing in this act shall apply to any person whose property is assessed under Articles 5, 6 or 7 of Chapter 16 of Title 65, Code of Laws of South Carolina, 1952.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R839, S618)

No. 712

An Act To Amend Section 65-1832, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Board Of Tax Assessors For Marlboro County, So As To Increase The Membership.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-1832, 1952 Code, amended—Board of Tax Assessors for Marlboro County—membership increased.—Section 65-1832, Code of Laws of South Carolina, 1952, as amended, is further amended by striking the word “five” on line 4 and inserting in lieu thereof the word “nine”, so as when amended it shall read as follows :

“Section 65-1832. In Marlboro County the duties relative to the valuation, assessment, and return of properties for taxation are hereby devolved upon a board to be known as the County Board of Tax Assessors, which shall be composed of nine members, all of whom shall be qualified electors of Marlboro County. The board of tax assessors shall be appointed by the Governor upon recommendation of a majority of the County Legislative Delegation, including the Senator, and shall serve for a term of two years. The Board shall appoint assistant tax assessors in such number and for such length of service as is authorized by the Legislative Delegation. The compensation and expenses of the board of tax assessors and assistant tax assessors shall be such as is provided therefor by the Legislative Delegation.

The board of assessors or their designated representatives shall inspect every piece of real property in the county and fairly and impartially assess the value thereof for each year in which real estate is by law required to be returned for taxation, and in all other years the board shall inspect and assess the value of all real estate and improvements thereon not previously assessed for taxation, and make such changes, by way of increase or decrease, in the valuation of any

taxable property as returned by any person or as fixed by the county auditor, as may in its judgment be necessary or proper to conform with the methods, policies, rules and regulations of the board of assessors; and from time to time, whenever in its judgment it shall appear necessary, reassess any or all taxable property so as to reflect its proper valuation."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R840, H1483)

No. 713

An Act To Create A Deputy Probate Judge For Lee County, To Provide For The Term Of Office And Appointment, And To Define His Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lee County—deputy judge of probate to be appointed.—The office of Deputy Probate Judge for Lee County is hereby created. The Judge of Probate shall appoint his deputy and the deputy shall qualify by taking the usual oath of office and posting a bond in the same amount as that of the Probate Judge, conditioned for the faithful discharge of his duties.

SECTION 2. Term—powers and duties.—The Deputy Probate Judge shall hold office coterminous with that of the Probate Judge unless sooner removed by the Probate Judge. He shall act for and in the name of the Probate Judge during the term of any disability of the Probate Judge requiring his absence from attendance upon the duties of his office. All acts, judgments, orders, decrees, licenses and any and all things imposed upon the Probate Judge and in the exercise of the powers vested in him shall be done in the name of the Probate Judge and signed for him by the Deputy Probate Judge, as such.

SECTION 3. Acts of deputy to have same effect as Probate Judge.—All acts, judgments, decrees, orders, licenses and any and

every act or deed necessary to the orderly discharge of the duties and powers of the office of Probate Judge, when done in the name of the Probate Judge by his deputy, as such, shall have the same force and effect in law as if done by the Probate Judge in person.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 27th day of April, 1960.

(R841, H1511)

No. 714

An Act To Amend Section 67-53, Code Of Laws Of South Carolina, 1952, Relating To The Appointment Of Nonresident Trustees, So As To Provide For Their Bond.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 67-53, 1952 Code, amended—appointment and bonds of nonresident trustees.—Section 67-53, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 67-53. No letters of appointment of a trustee shall be granted or issued to any nonresident individual by the probate judge or courts of common pleas unless such applicant for such appointment as trustee shall first enter into and file an approved fiduciary bond in the same manner, upon the same conditions, in the same sum and with like surety as is required by law with respect to nonresident executors and administrators. Such applicant for such appointment shall also first file with the probate judge or clerk of court of common pleas where such application for appointment is made, his consent in writing that service of all claims, demands, debts, dues, summons and any other process of pleadings, in suits or actions, relating to the administration of the estate in his charge in this State, may be made by service upon such resident of such county as may be appointed in such written instrument and, in the event of the death, removal, resignation, absence from the State or any other inability to obtain service upon such agent named in such written instrument or any successor named by similar instrument filed with

the probate judge or clerk of the court of common pleas, upon the probate judge or clerk of the court of common pleas of such county. But nothing herein contained shall require a nonresident trustee named as such trustee under a will executed at the time when such trustee is a nonresident to give bond or make reports to the probate courts or the courts of common pleas in this State or shall prevent an executor in administering an estate from paying any legacy so directed under the will to such foreign trustee."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R842, H1515)

No. 715

An Act To Amend Section 19-553, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Distribution Of Estates, So As To Make The Provisions Applicable To Testate Estates.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 19-553, 1952 Code, amended—time goods of deceased persons may be distributed.—Section 19-553, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"Section 19-553. No distribution of the goods of any deceased person shall be made until six months has expired."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R843, H1517)

No. 716**An Act To Amend Section 19-473, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Notice To Creditors So As To Require Executors And Administrators To File An Affidavit Of Publication.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 19-473, 1952 Code, amended—notice to creditors—affidavit of publication.—Section 19-473, Code of Laws of South Carolina, 1952, as amended, is amended to read as follows: “Section 19-473. Every executor or administrator shall, within thirty days after qualifying as such or as soon thereafter as may be practicable, give notice by advertisement once a week for three consecutive weeks in a newspaper printed in the county in which the estate in his charge is being administered or, if there be no newspaper printed in such county, in a newspaper of general circulation in such county for creditors of the estate in his charge to render an account of their demands, duly attested, and he shall be allowed six months to ascertain the debts due from the deceased, reckoning from the date of his qualification as such executor or administrator. *Provided*, such executor or administrator shall, within two weeks after the publication of the final notice to creditors, file an affidavit with the probate court setting forth the name of the newspaper and dates of the publication.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R844, H1633)

No. 717**An Act To Amend Act No. 836 Of The Acts Of 1952, As Amended, Relating To Hearings To Be Held Concerning The Appointment Of A Committee, So As To Eliminate The Holding Of Hearings Under Certain Conditions.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (b), Section 15, Article IV of Act 836 of 1952 amended—petition for appointment of committee—examination.—Subsection (b) of Section 15 of Article IV of Act No. 836 of the Acts of 1952, as amended, is further amended to read as follows:

“(b) Where the person is not a patient or a trainee in a mental health facility, the petition shall be filed with the court as above stated and copies of the summons, petition and notice served as above required. The court shall then take such proceedings for the appointment of two designated examiners to examine the person and report to the court their findings as to his mental condition and in particular his capacity to care for and manage his own affairs. And such examination will be conducted and examiners’ report made and received and a hearing shall be held if requested by a party in interest, relative, friend, or in the discretion of the probate judge in accordance with paragraphs (c), (d), (e) and (f) of Section 6, Article II. If the examiners fail to agree, the court shall terminate the proceedings and dismiss the petition.”

SECTION 2. Subsection (d), Section 15, Article IV of Act 836 of 1952 amended—hearing on petition for appointment of committee.—Subsection (d) of Section 15 of Article IV of Act No. 836 of the Acts of 1952, as amended, is further amended to read as follows:

“(d) If the person for whom the appointment of a committee is sought be a patient or trainee in a mental health facility and the certificates required by subsection (c) hereof are attached to the petition, if requested by a party in interest, relative, friend, or in the discretion of the probate judge, the court shall, as soon as possible after the pleadings are all in, hold a hearing at which all persons interested may appear and submit any relevant or material evidence. The person for whom a committee is sought need not be present.”

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R845, H1634)

No. 718

An Act To Amend Act No. 836 Of The Acts Of 1952, As Amended, Relating To The Definition Of Designated Examiners For The Mentally Ill, So As To Further Define Who May Examine The Mentally Ill.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subdivision (e), Section 1, Article I of Act 836 of 1952 amended—designated examiner further defined.—Subdivision (e) of Section 1 of Article I of Act No. 836, of the Acts of 1952, is amended to read as follows:

“(e) ‘Designated examiner’ means a physician duly licensed by the Board of Medical Examiners of this State or a licensed physician registered by the South Carolina Mental Health Commission as specially qualified, under standards established by it, in the diagnosis of mental or related illnesses or in the diagnosis of mental deficiency ;”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R846, H1636)

No. 719

An Act Providing For Full Recognition Of Nonresident Guardianship For Minors And Permitting Judges Of Probate Of This State To Distribute And Transfer Personal Estates To Such Guardians.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Recognition of nonresident guardianships for minors.—Notwithstanding any provision of law to the contrary where any minor is a nonresident of South Carolina and resides in a foreign jurisdiction, and for whom a guardian has been duly appointed pursuant to the law and statute of such foreign jurisdiction, upon the filing with the judge of probate of any county of this State of an exemplified or authenticated copy of the guardianship pro-

ceedings of such foreign jurisdiction, the judge of probate of any county may accord full recognition of and full faith and credit to such guardianship proceedings for the distribution or transfer of any personal estate belonging to the subject minor.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R847, H1637)

No. 720

An Act To Amend Section 19-591, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Letters Testamentary Granted To Nonresident Individuals, So As To Provide For Fiduciary Bond.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 19-591, 1952 Code, amended—appointment and bond of nonresident executors or administrators.—Section 19-591, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 19-591. No letters testamentary or of administration shall be granted or issued to any nonresident individual by any probate judge or court of common pleas of this State unless such applicant for such appointment as executor or administrator shall in any event first enter into and file an approved fiduciary bond in the same manner, upon the same conditions, in the same sum and with like surety as is required by law with respect to resident administrators. Such applicant for such appointment shall also first file with the probate judge or clerk of the court of common pleas where such application for appointment is made his consent in writing that service of all claims, demands, debts, dues, summons and any other process or pleadings in suits or actions relating to the administration of the estate in his charge in this State may be made by service of the same upon such resident of such county as may be appointed in such written instrument and in the event of the death, removal, resigna-

tion, absence from the State or any other reason for inability to obtain service upon such agent named in such written instrument or any successor named by a similar instrument filed with the probate judge or clerk of the court of common pleas, then upon the probate judge or clerk of the court of common pleas of such county. But nothing herein contained shall require a nonresident trustee named as such trustee under a will executed at the time when such trustee is a nonresident to give bond or make reports to the probate courts or the courts of common pleas in this State nor prevent an executor in administering an estate from paying any legacy so directed under the will to such foreign trustee."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R848, H1647)

No. 721

An Act To Amend Section 19-482, Code Of Laws Of South Carolina, 1952, Relating To Compromises Of Demands Against Estates And Settlements Of Claims Of Estates, So As To Further Provide For Settlement Of Claims Of Estates.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 19-482, 1952 Code, amended—administrators and executors may make certain compromises and settlements.—Section 19-482, Code of Laws of South Carolina, 1952, is amended to read as follows :

"Section 19-482. All administrators and executors may, by and with the consent of the probate judge, compromise all demands coming into their hands as such when the same are appraised doubtful or worthless and when such compromises are made, they shall be fully shown in the annual returns of such administrators or executors. And with the approval of the judge of probate and counsel representing such administrators or executors, the latter may compromise and settle claims and actions for wrongful death, pain and suffering, or

both, and all claims and actions based on causes of action surviving, to such administrators and executors, arising, asserted, or brought under or by virtue of any statute or act of the State of South Carolina or of the United States.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R849, H1674)

No. 722

An Act To Amend Section 31-3, Code Of Laws Of South Carolina, 1952, Relating To The Appointment Of Guardians, So As To Provide That Such Appointments Shall Be Made By The Probate Court Of The County In Which The Ward Resides And To Provide For Ascertaining The Sufficiency Of Bond In Certain Cases.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 31-3, 1952 Code, amended—appointment and bond of guardians.—Section 31-3, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 31-3. In all cases, guardians shall be appointed by the probate court of the county in which the person, for whom the guardian is to be appointed, shall reside. When a guardian has been appointed for a minor who is interested as heir or legatee, or representative of such heir or legatee, in any estate which is in a course of settlement, it shall be the duty of the probate judge of the court in which such estate is in settlement to ascertain that sufficient bond in the court of appointment has been posted to protect properly the minor’s share in the estate in addition to any assets of the estate in the county of appointment.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R850, H2105)

No. 723

An Act To Amend Item (a) Of Section 5 Of Act 253 Of 1959, Relating To Boating, So As To Provide That The Size Of Identifying Numbers On Motorboats Shall Be Not Less Than Three Inches In Height Instead Of Four Inches In Height.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (a), Section 5 of Act 253 of 1959 amended—application for motorboat number—fee—issuance—display of—size.—Item (a) of Section 5 of Act 253 of 1959 is amended to read as follows:

“(a) The owner of each motorboat requiring numbering by this act shall file an application for a number with the Division on forms approved by it. The application shall be signed by the owner of the motorboat and shall be accompanied by a fee of five dollars. Upon receipt of the application in approved form, the Division shall enter the same upon the records of its office and issue to the applicant a certificate of number stating the number awarded to the motorboat and the name and address of the owner. The owner shall paint on or attach to each side of the bow of the motorboat the identification number in such manner as may be prescribed by rules and regulations of the Division in order that it may be clearly visible. The numbers shall be of not less than three inches in height and shall be maintained in legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the motorboat for which issued, whenever such motorboat is in operation.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R851, H2144)

No. 724

An Act To Amend Act No. 155 Of The Acts Of 1959, Relating To Licensing Of Persons Giggling For Fish In Salt Waters In

Game Zone 6, So As To Exempt Charleston And Berkeley Counties From The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 155 of 1959 amended—Section 4-A added—act not to apply to Charleston and Berkeley Counties.—Act No. 155 of the Acts of 1959 is amended by adding a new section, to be designated Section 4-A, to read as follows:

“Section 4-A. The provisions of this act shall not apply to Charleston and Berkeley Counties.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R852, H2413)

No. 725

An Act To Prohibit Cutting, Destroying, Removing Or Transporting Any Standing Or Growing Trees, Or Logs, Or The Lumber Manufactured Therefrom, On Or From Any Privately Or Publicly Owned Lands, Without The Consent Of The Owner, And To Provide Penalties For The Violation Hereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to cut or remove lumber without consent of owner.—It shall be unlawful for anyone to knowingly or willfully cut, destroy or remove any trees or timber of any kind standing or growing on any lands of this State, whether privately or publicly owned, or to remove any logs or trees cut from any such lands without the consent of the owner. It shall also be unlawful for anyone who is the owner, master, pilot, operator or consignee of any vessel, vehicle, motor vehicle, aircraft, or the owner, director or agent of any railroad, to transport any timber or logs, or the lumber manufactured therefrom, knowing them to have been so cut or removed from such property.

SECTION 2. Penalties.—Anyone violating the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction,

shall be fined not more than two thousand dollars or imprisoned not more than two years, or both; *provided*, that if the value of such trees, logs or lumber is fifty dollars or less, the penalty shall not exceed a fine of one hundred dollars, or imprisonment for thirty days, or both.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R856, H2303)

No. 726

An Act Making It Unlawful To Use The Words "Building And Loan" Or "Savings And Loan" In Connection With Any Business, With Exceptions, And To Provide A Penalty For Violating The Provisions Hereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Use of words "building and loan" or "savings and loan" restricted.—No person in this State shall use the words "building and loan" or "savings and loan" in connection with any business other than an institution incorporated pursuant to the provisions of Section 8-57, Code of Laws of South Carolina, 1952, and which is regulated by the State Board of Bank Control or the Federal Home Loan Bank Board.

SECTION 2. Must comply within one year.—Any person now using the words described in Section 1 hereof shall have one year from the effective date of this act to comply herewith.

SECTION 3. Penalties.—Any person violating the provisions of this act shall, upon conviction, be fined not less than one thousand dollars nor more than ten thousand dollars and be imprisoned for not less than one year nor more than ten years in the discretion of the court.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R857, H2337)

No. 727

An Act To Amend Section 27-98, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Clerk Of Court Fees For Sumter County, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 27-98, 1952 Code, amended—clerk of court fees for Sumter County.—Section 27-98, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows: “Section 27-98. The filing and recording fees of the Clerk of Court of Sumter County shall be as follows, except that if the fee for any service is not included in this section, then such fee shall be as provided by general law :

Deeds of conveyance of real estate, timber deeds and easements	\$ 2.00
Real estate mortgages	2.50
Chattel mortgages (copy to be furnished clerk, with names typed under signatures) . . . . .	.75
Satisfactions of real estate or chattel mortgages . . . . .	.50
Assignments . . . . .	.50
Releases	1.00
Acknowledgments	1.00
Mechanic's liens	1.00
Charters	1.00
Plats (including drawings, blue prints or any copies or reproductions or sections of plats or drawings of real estate)	1.00
Leases, agreements, contracts, and miscellaneous papers	3.00
Judgment rolls (including satisfactions)	6.00
All first papers filed in any suit	3.00
(If a judgment roll is requested to be made, this amount shall be credited against the \$6.00 fee.)	

For enrolling executions of Federal and South Carolina tax liens (including satisfactions)	1.50
Probate court papers .....	.75
Notary Certificates .....	.50
For certified copies of the following when such copies are furnished by the clerk:	
Deeds, mortgages and decrees	2.50
Marriage licenses	1.00
Chattel mortgages	1.00

All such fees and charges shall be collected by the clerk of court in advance of any filing, recording or other service and shall be paid monthly by him to the county treasurer for credit to the ordinary funds of the county in such manner as may be provided by law."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect on July 1, 1960.

Approved the 28th day of April, 1960.

(R862, H2465)

No. 728

An Act To Change The Voting Place Within Cooks Store Precinct In Laurens County From Bethany School House To Stephens' Store.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Laurens County—voting place for Cooks Store Precinct.—The voting place for Cooks Store Precinct in Laurens County shall be changed from Bethany School House to Stephens' Store.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R866, S646)

No. 729

An Act To Amend Section 23-170, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Dillon County, So As To Eliminate High Hill Precinct And To Add Oakland Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-170, 1952 Code, amended—Dillon County voting precincts changed.—Section 23-170, Code of Laws of South Carolina, 1952, is amended by deleting "High Hill" precinct and adding "Oakland;" precinct between "Oak Grove;" and "and", so that when amended the section shall read as follows:

"Section 23-170. In Dillon County there shall be the following voting precincts: Bermuda; Carolina; East Dillon; South Dillon; West Dillon; Floydale; Fork; Gaddy's Mill; Hamer; Kemper; Lake View; Latta; Little Rock; Manning; Minturn; Mt. Calvary; New Holly; Oak Grove; Oakland; and Pleasant Hill."

SECTION 2. Where residents of Oakland Precinct to vote.—The registered voters residing in the Oakland precinct shall continue to vote at their present voting places through the 1960 general election at which time they shall vote at the Oakland precinct.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R873, S601)

No. 730

An Act To Provide For The Terms Of Office And The Method Of Appointing The Members Of The County Board Of Education For Sumter County And To Repeal Act No. 110 Of 1953 Relating Thereto.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sumter County Board of Education—members—appointments—terms—vacancies.—The Board of Education of

Sumter County shall consist of seven members, one of whom shall be the county superintendent of education who shall be an ex officio member. The other members of the board shall be appointed by the Governor upon the recommendation of the Senator and a majority of the members of the House of Representatives from Sumter County for terms of four years and until their successors are appointed and qualify, except that of the members to be appointed in 1961, one shall be appointed for a term of two years only. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term.

SECTION 2. Repeal—Act 110 of 1953 repealed.—Act No. 110 of 1953 and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R874, S678)

No. 731

An Act To Create A New Voting Precinct In Horry County To Be Known As Surfside Beach Precinct.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Horry County—Surfside Beach voting precinct created.—There is hereby created a new voting precinct in Horry County to be known as Surfside Beach Precinct.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R876, S603)

No. 732

An Act To Amend Section 33-221, Code Of Laws Of South Carolina, 1952, So As To Redefine Requirements Relating To

Required Funds In State Treasury Before The Highway Department May Let Construction Contracts, and To Provide Further Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 33-221, 1952 Code, amended—**Highway Department not to let contracts for construction unless funds available.**—Section 33-221, Code of Laws of South Carolina, 1952, is hereby amended to read as follows:

"Section 33-221. The State Highway Department shall not let any highway construction contracts unless reserves for same shall have been provided for out of either (1) current balances in the State Highway Fund, (2) federal-aid obligated for such contracts, or (3) estimated revenues balances set aside for construction in the current fiscal year from estimated revenues as provided for in Section 33-287; it being the intention of the General Assembly by this enactment that the State Highway Department shall not let any highway construction contracts which are contingent upon additional tax revenue legislation or anticipated fund borrowings for the payment of such contracts."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R878, S623)

No. 733

An Act To Amend Act No. 99 Of The Acts Of 1959, Relating To The Greenville-Spartanburg Airport District By Permitting The Greenville-Spartanburg Airport Commission To Borrow In Anticipation Of The Issuance Of General Obligation Bonds; To Define The Tenor Of Such Obligations; And To Make Provision For Their Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 99 of 1959 amended—**Subitem 16A added**—**Greenville-Spartanburg Commission may borrow**

money.—Section 4 of Act No. 99 of 1959 is amended by inserting between Subitems 16 and 17 a new subitem to be designated as Subitem 16A, which shall read as follows:

“16A. (a) In the knowledge that the Commission must incur expense in planning its undertakings, acquiring a site for its airport and otherwise carrying forward its program of building and construction in advance of the time when the Commission may deem it desirable or prudent to issue all or any part of the general obligation bonds authorized by Subitem 16, *supra*, the General Assembly has determined to provide a method by which the Commission may incur short term indebtedness, with maturities of not exceeding three years, which is to be paid in the main part from the proceeds of the bonds authorized by Subitem 16 when such bonds shall later be issued.

(b) To that end the Commission may negotiate loans from banks or other financial institutions which, in the aggregate, shall not exceed fifty per cent of the aggregate of general obligation bonds which may be issued under the authorization of Subitem 16.

(c) Such notes shall bear such dates as the Commission may determine, and shall bear such rate or rates of interest as may be agreed upon by the Commission and the lending agency, but shall not exceed, in any instance four and one-half per cent. Said interest shall be payable not less frequently than annually. No note issued pursuant to this authorization shall mature later than three years from its date, but renewals of notes so issued may be issued themselves to mature not later than three years from their respective dates.

(d) For the payment of the interest on said notes and the principal thereof, the full faith, credit and taxing power of the District shall be irrevocably pledged, and provision shall be made for the levy of a tax to pay such principal and interest in the manner provided for by Subitem 15(f). Such tax shall be levied to such extent as to produce not less than the aggregate of interest to be paid on notes that may be outstanding in each year, plus a sum equal to five per cent of the principal thereof, it being intended that if the notes herein authorized shall be issued for a period of more than one year, at least five per cent of the face of each note shall be paid at the end of each year said note may be outstanding.

(e) Said notes shall be issued in such form as the Commission shall prescribe and shall be disposed of at public or private sale. The proceeds derived from the sale shall be deposited and disbursed in the manner prescribed by Subitem 16(g), *supra*.

(f) The proceeds of such loans shall be used for any purposes germane to the functioning of the Commission, including the payment of interest on occasions prior to the receipt of the proceeds of the ad valorem tax levy ordered for their payment.

(g) Said notes shall be paid, upon their final maturity, by the proceeds of the bonds authorized by Subitem 16 and it is expressly declared that the purposes for which the Commission may issue bonds pursuant to Subitem 16 shall include the purpose of providing funds necessary to retire all notes of the Commission outstanding pursuant to the provisions hereof.

(h) To the extent that notes shall have been paid pursuant to the provisions of (d), requiring an annual reduction of not less than five per cent, the authorization set forth in Subitem 16 to issue bonds shall be reduced, but not otherwise."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R879, S628)

No. 734

An Act To Repeal Article 3, Chapter 11 Of Title 65, Code Of Laws Of South Carolina, 1952, Relating To The Taxation Of Investment Income Of Insurance Companies.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Article 3, Chapter 11, Title 65, 1952 Code, repealed.

—Article 3, Chapter 11 of Title 65, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act upon approval by the Governor, shall be effective for taxable years beginning on or after January 1, 1960.

Approved the 16th day of May, 1960.

(R881, S637)

No. 735

An Act To Amend Section 27-633, Code Of Laws Of South Carolina, 1952, Limiting The Amount Of Fees Paid To Physicians For Post-Mortem Examinations And Testifying At Coroners' Inquests, So As To Exempt Fees For Post-Mortem Examinations Performed In York County From Such Limitations.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 27-633, 1952 Code, amended—not to apply to York County.—Section 27-633, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following proviso: "*Provided*, that the provisions of this section setting the amount of physicians' fees shall not apply to post-mortem examinations or testimony at coroners' inquests in York County."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R883, S653)

No. 736

An Act To Authorize The Chairman Of The County Board Of Commissioners Of Marion County To Sell Or Dispose Of County-Owned Property For Industrial Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Marion County may sell property.—The Chairman of the County Board of Commissioners of Marion County is hereby authorized to sell or dispose of, for a valuable and adequate consideration for industrial purposes, property which may now be owned or hereafter acquired by Marion County, upon the approval of a majority of the County Board of Commissioners of Marion County and by a majority of the Legislative Delegation of Marion County. Upon such approval having been given, the Chairman of the County Board of Commissioners of Marion County is authorized to execute

such deeds or conveyances of the property as may be required to carry out the purposes herein stated.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R889, H1129)

No. 737

An Act To Amend Section 10-1731, Code Of Laws Of South Carolina, 1952, Relating To Judicial Process In Aid Of Satisfaction Of A Judgment, So As To Allow By Discretionary Judicial Decree The Application Of A Judgment Debtor's Earnings To The Satisfaction Of The Judgment Debt.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-1731, 1952 Code, amended—judge may order certain property or earnings of judgment debtor to be applied towards satisfaction of judgment.—Section 10-1731, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 10-1731. The judge may order any property of the judgment debtor, not exempt from execution, in the hands of himself or any other person or due to the judgment debtor, to be applied towards the satisfaction of the judgment, *provided* that an amount not exceeding fifteen per cent of the judgment debtor's wages, salary, fees or commissions due or to become due under any existing contract of employment may, in the discretion of the judge, be ordered to be so applied to judgments for balance due upon food, fuel or medicine accounts. *Provided* that this section shall not apply to judgments in excess of the amount of One Hundred (\$100.00) Dollars. In exercising such discretion the judge shall take into special consideration the needs of the debtor's family as well as the rights of the creditor. *Provided*, however, this shall not apply to judgment creditors holding a mortgage over any property of the judgment debtor and shall not apply to any judgment secured upon monies lent. *Provided*, further, that the terms of this act shall not apply to debts in existence at the time of passage of this act."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R890, H1576)

No. 738

An Act To Amend Chapter 6 Of Title 56, Code Of Laws Of South Carolina, 1952, Relating To Podiatrists And Podiatry, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 6, Title 56, 1952 Code, relating to podiatrists and podiatry, amended.—Chapter 6 of Title 56, Code of Laws of South Carolina, 1952, is amended to read as follows:

“CHAPTER 6

Podiatrists and Podiatry

Section 56-301. Where the terms ‘Chiropody’ or ‘Chiropodist’ or their derivatives appear, the terms ‘Podiatry’ or ‘Podiatrist’ or their derivatives shall be substituted therefor and shall convey and imply identical meanings.

Section 56-302. (1) ‘Podiatry’, sometimes called chiropody shall for the purposes of this chapter mean the diagnosis, surgical, medical and mechanical treatment of ailments of the human foot, except the correction of deformities requiring the use of the knife, amputation of the foot or toes or the use of an anaesthetic other than local.

(2) ‘Surgical treatment’ shall be held to mean the surgical treatment of abnormal nails, corns, warts, callositas, superficial treatment of bunions and other minor foot ailments and does not confer the right of amputation of toes or joints thereof or any portion of the foot, the severing of any tendon or the use of anaesthetics other than local.

(3) ‘Medical treatment’ shall be held to be the local application or recommendation of any therapeutic agent or remedy for the relief of foot ailments.

(4) 'Mechanical treatment' shall be held to be the employment of any forcible means for the correction of weak or fallen arches and other misalignments of the bones of the foot and such corrective treatment shall include the use and recommendation of mechanical appliances, bandaging, padding, strapping, massage, physio-therapy and the use of corrective shoes, but does not permit the treatment of fractures of the bones of the toes or feet.

Section 56-303. For the purpose of carrying out the provisions of this chapter, the Governor shall appoint a Board of Podiatry Examiners, to consist of three podiatrists, actually engaged in such practice in the State, and a member of the State Board of Medical Examiners, who ex officio shall act as executive officer of the Board of Podiatry Examiners. The members of the Board shall be appointed for terms of two years, respectively, and the Board may formulate regulations to carry out the terms of this chapter. The Governor may remove from office members of the Board of Podiatry Examiners for neglect of duties as required by this chapter or for malfeasance in office for unprofessional conduct. The Attorney General of South Carolina will act as legal advisor to the Board with power to prosecute any violation of the provisions of this chapter.

Section 56-304. It shall be unlawful for any person to profess to be a podiatrist or chiropodist or to practice or assume the duties incident to podiatry or chiropody without first obtaining from the State Board of Podiatry Examiners a podiatry license.

Section 56-305. Any person desiring to enter upon the practice of podiatry in this State shall pay a fee of fifty dollars to the Board and file with the Board a written application for examination, together with satisfactory proof that he is twenty-one years of age or over and of good moral character and that he has received at least four years high school training, or the equivalent thereof, and has received a diploma or certificate of graduation from a recognized college of podiatry or chiropody having a minimum requirement of four consecutive scholastic years, embracing at least nine months of instructions each year, a minimum of three thousand three hundred and sixty hours in the different calendar years. Any such applicant shall, if found qualified, be registered and shall receive in testimony thereof a license to practice podiatry or chiropody.

Section 56-306. The Board, for the purpose of examining applicants under this chapter for a license to practice podiatry or chiropody in this State, shall hold at least two examinations annually if neces-

sary. The examinations shall be held at such times and places as the Board may see fit and notices thereof shall be published in one or more newspapers in this State. After such examinations the Board shall without unnecessary delay act on them and issue a license to the successful candidate signed by the chairman and secretary of the Board.

Section 56-307. The Board may make such rules and regulations as it may deem necessary to conduct its examinations and meetings. It shall provide such books, blanks and forms as may be necessary to conduct such examinations and shall preserve and keep a complete record of all its transactions. Examinations for registration under this chapter shall be in the English language, written, oral or clinical or both, or a combination of the three, as the Board may determine, and shall be in the following subjects wholly or in part: anatomy, physiology, pathology, histology, bacteriology, chemistry, diagnosis and treatment, materia medica and therapeutics, clinical podiatry or chiropody and podiatric or chiropodical orthopedics and asepsis, limited in their scope to the treatment of the foot and leg and such added subjects as shall be subsequently taught by accredited colleges of podiatry or chiropody.

Section 56-308. No applicant shall be granted a license unless he obtains a general average of seventy-five per cent or over and not less than fifty per cent in any one subject.

Section 56-309. Every applicant for an examination for a license to practice podiatry or chiropody shall, at the time of filing his application, pay to the secretary of the state association of podiatry or chiropody a fee of fifty dollars. In case the application is denied and examination is refused the fee shall be returned to the applicant. Any applicant who fails to pass an examination shall be entitled to a re-examination within six months, upon the payment of an additional fee of fifty dollars, but only two such re-examinations shall be permitted under the privilege of the original application.

Section 56-310. Upon payment of a fee of fifty dollars a license may be issued to podiatrists or chiropodists removing to this State from other states maintaining requirements for the practice of podiatry or chiropody equal to the standard in this State and extending the same reciprocal privileges to podiatrists or chiropodists of this State. Any podiatrist or chiropodist who has been practicing his profession in any state for a period of one year or more, who has been duly licensed by a state board and who has enjoyed during such time

good moral and professional repute and shall be recommended by the podiatrist or chiropodist society or association of his state may upon presentation of proper credentials be issued a license without examination.

Section 56-311. Any person to whom a license is granted under the provisions of this chapter shall be entitled to be known as a licensed podiatrist or chiropodist and any other podiatrist or chiropodist who may later practice in the State shall be privileged to use the title which his diploma from this podiatry or chiropody college may have granted.

Section 56-312. Every license shall be conspicuously displayed at the place of practice and must be recorded in the office of the clerk of court of each county wherein the licensee practices within thirty days of its issue.

Section 56-313. Every person licensed to practice podiatry or chiropody must pay annually a renewal license fee of ten dollars. If such renewal fee is not paid within three months after the date of notification by the secretary that such fee is due, the license of the person so failing to pay shall be suspended or revoked and shall be reissued only by a majority vote of the Board of Podiatry Examiners and upon payment of a fee of twenty-five dollars.

Section 56-314. The State Board of Podiatry Examiners may revoke the license to practice podiatry or chiropody of any person who, while holding such license, obtains a fee or a promise or obligation to pay a fee by fraud, is guilty of gross negligence, ignorant or wilful malpractice in the practice of podiatry or chiropody, violation of any provisions of this chapter or any immoral or dishonorable conduct.

Section 56-315. The procedure for denying or revoking a license to practice podiatry or chiropody shall be the same as that for denying or revoking a license to practice medicine.

Section 56-316. The Board shall be entirely self-sustaining and shall ask for no appropriation from the State.

Section 56-317. All license fees received by the Board shall be used to defray the necessary expenses of maintaining the Board.

Section 56-318. The Board shall report annually to the Governor in detail all of its transactions.

Section 56-319. It shall be deemed prima facie evidence of the practice of podiatry or chiropody or of holding one's self out as a practitioner within the meaning of this chapter for any person to

treat in any manner the human foot by medical, mechanical or surgical methods, electrical means or who shall in any sign or advertisement use the word 'Chiropodist', 'Registered Chiropodist' or Podiatrist', or 'Foot Specialist' or 'Foot Correctionist' or 'Foot Expert' or 'Practapedist' or 'Podiatrist' or any other term or letters indicating that he is a podiatrist or chiropodist.

Section 56-320. It shall be unlawful for any person or persons to incorporate under the laws of this State for the purpose of practicing podiatry or chiropody within this State. It shall be unlawful for any foreign corporation organized for such purpose to attempt to practice podiatry or chiropody within this State.

Section 56-321. Any person who shall practice or attempt to practice podiatry or chiropody in this State without having complied with the provisions of this chapter shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than two hundred dollars nor more than five hundred dollars or imprisoned for not less than ninety days, nor more than one year, or both.

Section 56-322. This chapter shall not apply to licensed physicians or surgeons in this State, to osteopaths licensed by the State Board of Osteopathic Examiners, nor to surgeons of the Army, Navy, Air Force, and Public Health Service when in actual performance of their official duties.

Section 56-323. No part of this chapter shall be deemed to prohibit the fitting or sale of shoes or arch supports, excepting those shoes or arch supports or other mechanical devices or prosthetics that involve foot casting or impressions or fabricating for the feet, except by written prescription of a duly licensed medical doctor or chiropodist.

Section 56-324. It shall be deemed unlawful for any practitioner of podiatry or chiropody under these laws to open an office or practice podiatry or chiropody or become employed to practice podiatry or chiropody in connection with a commercial establishment."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R891, H1870)

No. 739

An Act To Amend Sections 65-52, 65-53, 65-57, As Amended, And 65-61 Through 65-64, Code Of Laws Of South Carolina, 1952, And Act No. 756 Of 1958, Relating To The South Carolina Tax Commission, So As To Further Provide For The Appointment Of Its Members; To Provide For Additional Qualifications Of Its Members; To Further Provide For The Appointment Of The Chairman; To Change The Word "Capitol" To "Columbia"; To Further Provide For Meetings Of The Commission; And To Provide For Additional Duties Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-52, 1952 Code, amended—appointment and terms of members of Tax Commission.—Section 65-52, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-52. The members of the Commission shall be appointed by the Governor, with the advice and consent of the Senate. The terms of office of members appointed subsequent to the date of this act shall be such as to provide for staggered terms of six years each, with the term of one member normally expiring every two years. Any members so appointed shall remain in office until their successors shall have been appointed and shall qualify."

SECTION 2. Section 65-53, 1952 Code, amended—qualifications of members.—Section 65-53, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-53. The persons appointed as members of the Commission shall be such as (1) are of sound moral character, (2) possess superior knowledge in the field of taxation, and (3) possess proven administrative ability."

SECTION 3. Section 65-57, 1952 Code, amended—appointment of chairman.—Section 65-57, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"Section 65-57. The Governor shall designate one of the commissioners as chairman. In addition to other qualifications required of the chairman by this act, the Governor in selecting the chairman, shall give consideration to prior service by a candidate for chairman as either a member of the Commission or an employee of the Commission, or the Governor may appoint anyone skilled in tax laws and administration."

SECTION 4. Section 65-61, 1952 Code, amended—office to be at Columbia—furniture—supplies—expenses.—Section 65-61, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 65-61. The Commission shall keep its office at Columbia and shall be provided with suitable rooms, necessary office furniture, supplies, stationery, books, periodicals and maps and all necessary expenses shall be audited and paid as other State expenses are audited and paid.”

SECTION 5. Section 65-62, 1952 Code, amended—meetings—quorum.—Section 65-62, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 65-62. The Commission shall hold frequent sessions and as often as the chairman desires, necessary to the transaction of its business. Such meetings may be called on twenty-four hours’ notice. The Commission may hold sessions, transact business or conduct investigations at any place other than Columbia in the performance of its duties. A majority of the commissioners shall constitute a quorum for the transaction of the business and the performance of the duties of the Commission.”

SECTION 6. Section 65-63, 1952 Code, amended—rules and regulations—publish findings and decisions.—Section 65-63, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 65-63. The Commission shall make and publish all needed rules and regulations, not inconsistent with law, for the orderly and methodical performance of its duties and for conducting hearings, appeals and other proceedings before it, which rules and regulations shall have the full force and effect of law. The Commission shall also publish its findings and decisions in all controversies resolved by it. This publication shall not be such as to violate the provisions of Sections 65-307 and 65-1477, but findings and decisions may be couched in brief hypothetical form so as to give all pertinent facts, the decisions and reasons therefor.”

SECTION 7. Item 1 of Section 65-64, 1952 Code, amended—powers and duties of commission—recommend legislation annually—establish research facilities.—Item (1) of Section 65-64, Code of Laws of South Carolina, 1952, is amended to read as follows:

“(1) The Commission shall formulate and recommend annually such legislation as may be expedient to prevent evasion of assessments and tax laws and to secure just and equitable taxation and improve

the system of taxation and shall maintain such personnel and facilities as to be able to produce adequate statistical and background information as may be necessary or expedient in connection with such legislation and in the operation of the Commission."

SECTION 8. Section 65-64, 1952 Code, amended—subdivision (20) added—powers and duties of commission—prepare tax guides and forms—assist counties concerning assessment of property.—Section 65-64, Code of Laws of South Carolina, 1952, is amended by adding a new subdivision to be designated item (20), to read as follows:

"(20) Shall prepare appropriate manuals, guides, and other aids for the equitable assessment of all properties and prepare suitable forms for an adequate listing and description of each item. The Commission, upon the request of any county legislative delegation, shall assist and direct the training of assessors. The Commission, upon the request of any county legislative delegation, shall institute and direct a program of reassessment of all property in such county, so that all property shall be properly and equitably assessed."

SECTION 9. Section 1 of Act 756 of 1958 amended—Tax Commission may make and publish certain determinations in advance.—Section 1 of Act 756 of 1958 is amended to read as follows:

"Section 1. Upon written application, the Commission shall determine in advance the tax liability of any proposed new industry, reorganization, merger, or expansion of existing industry, upon facts furnished to it, and it may revoke or modify such advance ruling if the facts should later develop differently. The Commission may, upon written application, determine in advance the tax effects of other transactions and the tax liability of taxpayers other than those referred to herein, and it may revoke or modify such advance ruling if the facts later should develop differently. The Commission may publish such of the above rulings as, in its discretion, may be of assistance in administering the laws of this State. Such publication shall not be such as to violate the provisions of this title relating to secrecy and disclosure but may be couched in brief hypothetical form so as to give all pertinent facts upon which the ruling is based and the reasons therefor. Where rulings requested have to do with completed transactions such rulings shall be issued by the full Commission."

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R892, H1875)

No. 740

An Act To Amend The Code Of Laws Of South Carolina, 1952, By Adding A New Section To Be Known As Section 65-278, So As To Provide For Nonrecognition Of Gain Arising From Involuntary Conversion Of Property; And To Repeal Act No. 580 Of The Acts And Joint Resolutions Of The General Assembly, 1954, Providing For The Exemption Of Income On Sale Of Property Under Power Of Eminent Domain.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Code of 1952 amended—Section 65-278 added—non-recognition of gain arising from involuntary conversion of property.—The Code of Laws of South Carolina, 1952, is amended by adding a new section to be known as Section 65-278 to read as follows:

“Section 65-278. A. If property (as a result of its destruction in whole or in part, theft, seizure, or requisition or condemnation or threat or imminence thereof) is compulsory or involuntarily converted after December 31, 1959:

1. Into property similar or related in service or use to the property so converted, no gain shall be recognized;

2. Into money or into property not similar or related in service or use to the converted property, the gain (if any) shall be recognized except to the extent hereinafter provided in this paragraph:

(a) If the taxpayer during the period specified in subparagraph (b) for the purpose of replacing the property so converted, purchases other property similar or related in service or use to the property so converted, at the election of the taxpayer the gain shall be recognized only to the extent that the amount realized upon such conversion (regardless of whether such amount is received in one or more taxable years) exceeds the cost of such other property for the purpose of this paragraph and the taxpayer shall be considered to have purchased property only if, but for the provisions of sub-

section B of this section, the basis for determining gain or loss upon sale of such property would be its cost within the meaning of this article.

(b) The period referred to in subparagraph (a) shall be the period beginning with the date of the disposition of the converted property, or the earliest date of the threat or imminence or requisition or condemnation of the converted property, whichever is the earlier, and ending two years after the close of the first taxable year in which any part of the gain upon the conversion is realized, and

(c) If a taxpayer has made the election provided in subparagraph (a) then—

1. the statutory period for the assessment of any deficiency, for any taxable year in which any part of the gain on such conversion is realized, attributable to such gain shall not expire prior to the expiration of five years from the date the Tax Commission is notified by the taxpayer of the replacement of the converted property or of an intention not to replace, and

2. such deficiency may be assessed before the expiration of such five year period notwithstanding the provisions of law which would otherwise prevent such assessment.

(d) If the election provided in subparagraph (a) is made by the taxpayer and such other property was purchased before the beginning of the last taxable year in which any part of the gain upon such conversion is realized, any deficiency, to the extent resulting from such election, for any taxable year ending before such last taxable year may be assessed (notwithstanding the provisions of law which would otherwise prevent such assessment) at any time before the expiration of the period within which a deficiency for such last taxable year may be assessed.

B. If the property was acquired as a result of a compulsory or involuntary conversion described in subsection A, the basis shall be the same as in the case of the property so converted, decreased in the amount of any money received by the taxpayer which was not expended in accordance with the provisions of law (applicable to the year in which such conversion was made) determining the taxable status of the gain or loss upon such conversion, and increased in the amount of gain or decreased in the amount of the loss to the taxpayer recognized upon such conversion under the law applicable to the year in which such conversion was made. In the case of property acquired by the taxpayer in a transaction described in subsection

A which resulted in the nonrecognition of any part of the gain realized as the result of a compulsory or involuntary conversion, the basis determined under this subsection shall be allocated to the purchased properties in proportion to their respective costs.

C. For purposes of subsection A, if real property (not including stock in trade or other property held primarily for sale) held for productive use in trade or business or for investment is (as a result of its seizure, requisition, or condemnation, or threat or imminence thereof) compulsorily or involuntarily converted, property of a like kind to be held either for productive use in trade or business or for investment shall be treated as property similar or related in service or use to the property so converted.¹"

SECTION 2. Repeal—Act 580 of 1954 repealed.—Act No. 580 of the Acts and Joint Resolutions of the General Assembly, 1954, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall, upon approval by the Governor be effective for taxable years beginning after December 31, 1959.

Approved the 16th day of May, 1960.

(R893, H1943)

No. 741

An Act To Establish The South Carolina Real Estate Board And The Office Of Real Estate Commissioner And To Endow Them With Powers, Duties, And Responsibilities As Prescribed By Act No. 833 Of 1956, As Amended, And To Provide For Additional Powers, Duties And Responsibilities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Real Estate Board of South Carolina established—terms—appointment—duties—appoint real estate commissioner—duties—employ personnel.—On and after the effective date of this act the advisory council created by Act No. 833 of 1956, as amended, shall become the Real Estate Board of South Carolina. Terms of office and method of appointment of the members shall remain unchanged by this act. The duties of the newly created real estate board shall be all of those prescribed by Act No. 833 of 1956, as amended, for the advisory council, and in addition thereto the real estate board shall appoint

a real estate commissioner who shall serve during the pleasure of the board at such salary as may be provided by law. The real estate commissioner may employ such additional assistants at such salaries as may be authorized by the board. All of those duties required of the real estate commissioner by Act No. 833 of 1956, as amended, shall be performed by the real estate commissioner created by this act. The newly created real estate commissioner shall prescribe such duties for his assistants as may be necessary in the discharge of the duties required.

SECTION 2. Fees to be retained for expenses of board.—In order to carry out the provisions of this act, the real estate board shall retain such fees and other funds as may come into its possession. The real estate board shall receive no salary, but shall be allowed such per diem, subsistence and mileage as is authorized by law for members of boards and commissions.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect thirty days after approval by the Governor.

Approved the 16th day of May, 1960.

(R894, H2014)

No. 742

An Act To Amend Subsection (c) Of Section 46-35, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Issuance Of Special Farm Vehicle Licenses, So As To Further Provide For Their Issuance.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (c) of Section 46-35, 1952 Code, amended—Highway Department to issue special six-ton farm truck licenses.—Subsection (c), Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“(c). The Department shall issue to bona fide farmers special six-ton farm truck licenses for farm trucks, with an empty weight of not more than 7,500 pounds, for an annual fee of \$10.00. For the purpose of this section, a farm truck is hereby defined as a truck used

exclusively by the owner for agricultural, horticultural and dairying operations or livestock and poultry raising.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect with the license and registration year beginning November 1, 1960.

Approved the 16th day of May, 1960.

(R896, H2135)

No. 743

An Act To Provide For The Offense Of Trespass After Warning With Penalty Therefor, And To Provide Further For Enforcement And Jurisdiction Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Penalty for entering premises of another when warned not to do so or for failing to leave when requested to do so.—Any person who without legal cause or good excuse, enters into the dwelling house, place of business, or on the premises of another person, firm or corporation, after having been warned, within six months preceding, not to do so; or any person, who, having entered into the dwelling house, place of business, or on the premises of another person, firm or corporation without having been warned within six months not to do so, and fails and refuses, without good cause or good excuse, to leave immediately upon being ordered or requested to do so by the person in possession, his, their or its agent or representative, shall, on conviction, be fined not more than one hundred dollars, or be imprisoned for not more than thirty days.

SECTION 2. Cases may be tried in municipal and magistrates courts.—All municipal courts of this State as well as those of magistrates may try and determine criminal cases involving violations of this act occurring within the respective limits of such municipalities and magisterial districts.

SECTION 3. All peace officers to enforce act.—All peace officers of the State and its subdivisions are hereby authorized and directed to enforce the provisions hereof within their respective jurisdictions.

SECTION 4. Act to be additional to other laws.—The provisions of this act shall be construed as being in addition to, and not as superseding, any other statutes of the State relating to trespass or entry on lands of another.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R900, H2312)

No. 744

An Act To Amend Act No. 402 Of The Acts Of 1957, Relating To The Registration Of Motor Vehicles, So As To Eliminate The Necessity For Dual Recordation Of Liens On Motor Vehicles.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (a), Section 23 of Act 402 of 1957 amended—security interest—when valid.—Subsection (a) of Section 23 of Act No. 402 of the Acts of 1957 is amended to read as follows:

“(a) Unless excepted by Section 22 of this act, a security interest in a vehicle of a type for which a certificate of title is required is not valid against creditors of the owner or subsequent transferees or lienholders of the vehicle unless perfected as provided in this act. No other recordation shall be necessary to protect the interest of the lienholders.”

SECTION 2. Section 25 of Act 402 of 1957 repealed.—Act No. 402 of the Acts of 1957 is amended by eliminating Section 25 of the act.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R901, H2328)

No. 745

An Act To Amend Section 45-152, Code Of Laws Of South Carolina, 1952, Relating To Requisites Of Mortgages Of Crops, Truck Or Fruit, So As To Provide That A Mortgage May Be Given On Crops, Truck Or Fruit, Planted Or Grown And To Be Planted Or Grown Within Five Years From The Date Of The Mortgage.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 45-152, 1952 Code, amended—mortgages on crops.—Section 45-152, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 45-152. No mortgage shall be good and effective to convey to the mortgagee an interest in or create a lien on any crop, truck or fruit of any kind or description, other than that which shall be planted or grown within five years from the date thereof, nor unless such crop, truck or fruit together with the land whereon the same is or will be planted or grown shall be described therein. But a mortgage which complies with the foregoing provisions hereof, when indexed or recorded as required by law, shall constitute from its filing for record a prior lien on any crop, truck or fruit therein described, whether or not it shall be at that time or thereafter planted or growing, in preference to a subsequent mortgage thereon and to the lien of any judgment or execution issued thereon.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R902, H2329)

No. 746

An Act To Amend Section 45-55, Code Of Laws Of South Carolina, 1952, Relating To Mortgages Or Other Instruments Securing Existing Indebtedness Or Future Advances, So As To Provide That The Total Amount Of Existing Indebtedness And Future Advances Outstanding At Any One Time May Not Ex-

ceed The Maximum Principal Amount Stated Therein Plus Interest Thereon, Attorneys' Fees And Court Costs.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 45-55, 1952 Code, amended—mortgages for future advances.—Section 45-55, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 45-55. Any mortgage or other instrument conveying an interest in or creating a lien on any crops, truck, fruits, chattels or real estate, securing existing indebtedness or future advances to be made, regardless of whether such advances are to be made at the option of the lender, shall be valid from the day and hour when recorded so as to affect the rights of subsequent creditors, whether lien creditors or simple contract creditors, or purchasers for valuable consideration without notice to the same extent as if such advances were made as of the date of the execution of such mortgage or other instrument for the total amount of advances made thereunder, together with all other indebtedness and sums secured thereby, the total amount of existing indebtedness and future advances outstanding at any one time may not exceed the maximum principal amount stated therein, plus interest thereon, attorneys' fees and court costs.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are hereby repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R906, H1881)

No. 747

An Act To Amend Section 66-157, Code Of Laws Of South Carolina, 1952, Which Specifies Legal Weights And Measures For Certain Commodities, So As To Further Provide For The Weight Of Tomatoes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 66-157, 1952 Code, amended—legal weights for tomatoes.—Section 66-157, Code of Laws of South Carolina,

1952, is amended by deleting "Tomatoes shall be 56 pounds per bushel;" and inserting in lieu thereof the following:

"Tomatoes, red or ripe, shall be 56 pounds per bushel;

Tomatoes, green or pink, shall be 48 pounds per bushel;"

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R907, H2487)

No. 748

An Act To Repeal Act No. 198 Of The Acts Of 1951, Which Created The Kershaw County Law Enforcement Board And Provided For Rural Police, And To Transfer Certain Appropriations Made In The Kershaw County Appropriations Act For The Year 1960-1961, Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 198 of 1951 repealed, contingent on election.—Act No. 198 of the Acts of 1951 is hereby repealed in the event that a majority of the qualified electors of Kershaw County, voting in an election to be held on the second Tuesday in June, 1960, pursuant to a Joint Resolution bearing Ratification No. 741, vote in favor of the law enforcement of the county being placed under the office of the sheriff.

SECTION 2. Transfer of funds, contingent on election.—All funds appropriated for rural law enforcement in Kershaw County for the year 1960-1961 shall be transferred to the account of the sheriff's office and shall be expended upon the written approval of the legislative delegation, in the event that a majority of the qualified electors of Kershaw County vote in favor of law enforcement being under the office of the sheriff.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect on January 1, 1961.

Approved the 14th day of May, 1960.

(R908, H2527)

No. 749

An Act To Amend Act No. 108 Of 1959, Relating To The Terms Of Office For Magistrates In Chesterfield County, So As To Increase Such Terms.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 108 of 1959 amended—terms of magistrates in Chesterfield County.—Section 1 of Act No. 108 of 1959 is amended to read as follows :

“Section 1. The terms of magistrates now serving in Chesterfield County shall expire on April 1, 1961. The terms of magistrates to begin April 1, 1961, shall expire February 1, 1965. Thereafter the terms of office for magistrates in Chesterfield County shall be for four years.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R909, H2526)

No. 750

An Act To Amend Section 23-166, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Voting Precincts In Chesterfield County, So As To Add Wamble Hill Precinct To Court House Precinct, And To Add Cheraw No. 2 Precinct To Cheraw No. 1 Precinct, And To Provide For The Officers Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-166, 1952 Code, amended—Chesterfield County voting precincts consolidated.—Section 23-166, Code of Laws of South Carolina, 1952, as last amended by Act No. 256 of 1958, is further amended by striking on line 7 of Section 1 of the amending act the following :

“Cheraw No. 2;” and by striking on the last line of Section 1 of the amending act the following: “Wamble Hill;” so that, when so amended, the section shall read as follows :

"Section 23-166. In Chesterfield County there shall be the following voting precincts: Angelus; Bay Springs; Black Creek; Brocks Mill; Cash; Catarrh; Cat Pond; Center Grove; Center Point; Cheraw No. 1; Court House; Cross Roads; Dudley; Grants Mills; Jefferson; Mangum; Middendorf; Mt. Groghan; McBee; Ousleydale; Pageland; Patrick; Pee Dee; Ruby; Shiloh; Snow Hill; Vaughn; Wexford; White Oak; and Winzo."

SECTION 2. Wamble Hill added to Court House precinct.—Wamble Hill Precinct in Chesterfield County is hereby added to Court House Precinct, with the name of the new precinct being Court House Precinct. The present officers of Court House Precinct shall serve as officers of the new precinct herein created.

SECTION 3. Cheraw No. 2 added to Cheraw No. 1 precinct.—Cheraw No. 2 Precinct in Chesterfield County is hereby added to Cheraw No. 1 Precinct, with the name of the new precinct being Cheraw No. 1 Precinct. The present officers of Cheraw No. 1 Precinct shall serve as officers of the new precinct herein created.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R911, H2197)

No. 751

An Act To Amend Section 11-302, Code Of Laws Of South Carolina, 1952, Relating To The Negotiation Or Transfer Of A Bill Or Note After The Death Of The Drawer Or Endorser By An Agent, So As To Delete Obsolete Language.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 11-302, 1952 Code, amended—notes transferred after death of drawer to be valid.—Section 11-302, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 11-302. If any note or bill, whether filled up before or after having been signed or endorsed, shall be negotiated or trans-

ferred after the death of such drawer or endorser by an agent duly constituted in the lifetime of such drawer or endorser, such note or bill shall be valid and binding on the estate, in like manner as though he had not died before such negotiation or transfer, if the receiver of such note or bill received the same bona fide, without a knowledge of such death, and if the act of the agent would have been binding on the principal if it had been done before such death. The act to be done, either under the power of attorney or authority or in relation to the bill or note, must be done within nine months after the death of the principal or of the drawer or endorser of such note or bill."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R912, H2198)

No. 752

An Act To Amend Section 1-125, Code Of Laws Of South Carolina, 1952, Relating To Appeals From The Removal Of Certain Officers, So As To Provide That Such Appeals May Be Made By Such Officers To The Resident Or Presiding Judge Of The Circuit In Which They Reside And To Provide For Appeal From The Judgment Of The Circuit Court To The Supreme Court.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1-125, 1952 Code, amended—appeals by officers removed from office.—Section 1-125, Code of Laws of South Carolina, 1952, is amended by striking the first sentence in its entirety and inserting in lieu thereof the following: "Any such officer shall have the right of appeal from any order of removal by the Governor under Section 1-124 to the resident or presiding judge of the circuit in which such officer resides.", and by striking the sixth sentence in its entirety and inserting in lieu thereof the following: "Appeal from the judgment of the circuit judge to the Supreme Court may be had as in any other appeal at law.", so that when amended the section shall read as follows:

"Section 1-125. Any such officer shall have the right of appeal from any order of removal by the Governor under Section 1-124 to the resident or presiding judge of the circuit in which such officer resides. The judge shall hear and determine the appeal both as to law and fact upon the record as made before the Governor and upon such additional evidence as he shall see fit to allow. The notice of appeal shall be served upon the Governor, or his secretary, within five days after the service upon such officer of the order of the Governor removing him and shall state the grounds thereof and name the circuit judge to whom the appeal is taken. Thereupon the Governor shall forthwith transmit to such judge the record in the case including a copy of the order of removal, grounds of removal, evidence in support thereof and return of service and any other matter which in his judgment may be considered by the court. The circuit judge shall within twenty days after the taking of such appeal, or in such shorter time as may be practical, hear and determine the same, after giving to the parties reasonable notice of the time and place of hearing. Appeal from the judgment of the circuit judge to the Supreme Court may be had as in any other appeal at law. Such hearing may be had and judgment may be rendered in open court, or at chambers within or without the circuit."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R913, H2199)

No. 753

An Act To Amend Section 10-124, Code Of Laws Of South Carolina, 1952, Relating To Certain Causes Of Action By Individuals For The Recovery Of Land, So As To Include The Provisions Of Section 10-125, Relating To A Second Action For The Recovery Of Realty, In This Section; And To Repeal Section 10-125, Code Of Laws Of South Carolina, 1952.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-124, 1952 Code, amended—actions for recovery of land.—Section 10-124, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 10-124. No action for the recovery of real property or for the recovery of the possession thereof shall be maintained unless it appear that the plaintiff, his ancestor, predecessor or grantor, was seized or possessed of the premises in question within ten years before the commencement of such action.

A second action for the recovery of real property shall be brought within two years from the rendition of the verdict or judgment in the first action or from the granting of a nonsuit or discontinuance therein.”

SECTION 2. Repeal—Section 10-125, 1952 Code, repealed.—Section 10-125, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R914, H2200)

No. 754

An Act To Amend Section 1-26, Code Of Laws Of South Carolina, 1952, Relating To Definitions Relative To Purchases And Certain Employment, So As To Define The Term “Public Institutions”, And To Repeal Section 1-31, Relating To The Definition Of “Public Institutions”.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1-26, 1952 Code, amended—definitions.—Amend Section 1-26, Code of Laws of South Carolina, 1952, by adding a new paragraph at the end thereof which shall read as follows: “The term ‘public institutions’, as used in Section 1-28, shall mean all officers, departments and institutions of the several counties, cities and towns.”, so that when so amended such section shall read as follows :

“Section 1-26. A ‘resident person’ as mentioned in Section 1-25 shall be construed to mean a person who has been regularly engaged

in business and has had a place of business within this State for a period of one year. The term 'State institution' as used in Section 1-25 shall be construed to mean all educational institutions and all penal and charitable institutions which are supported either wholly or in part by the State.

The term 'public institutions', as used in Section 1-28, shall mean all officers, departments and institutions of the several counties, cities and towns."

SECTION 2. Repeal—Section 1-31, 1952 Code, repealed.—Section 1-31, Code of Laws of South Carolina, 1952, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R915, H2201)

No. 755

An Act To Amend Section 8-148, Code Of Laws Of South Carolina, 1952, Relating To Preferred Stock Of Banking Institutions, So As To Provide That No Preferred Stock Shall Be Valid Until The Par Value Of All Stock Is Paid In; And To Repeal Section 8-149, Code Of Laws Of South Carolina, 1952, Relating To The Validity Of Preferred Stock.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8-148, 1952 Code, amended—banks may issue preferred stock—not valid until par value paid in.—Section 8-148, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 8-148. Notwithstanding any other provisions of law, any banking institution organized under the laws of this State may, with the approval of the chief bank examiner and by vote of the stockholders owning a majority of the stock of such institution, upon not less than ten days' notice given by registered mail pursuant to action taken by its board of directors, issue preferred stock of one or more classes in such amount and with such par value as shall be approved by the examiner and may make such amendments to its articles of

association as may be necessary for this purpose. In the case of any newly organized banking institution which has not yet issued common stock, the requirement of notice to and vote of stockholders shall not apply.

No issue of preferred stock shall be valid until the par value of all stock so issued shall be paid in."

SECTION 2. Repeal—Section 8-149, 1952 Code, repealed.—Section 8-149, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R916, H2202)

No. 756

An Act To Amend Section 1-11, Code Of Laws Of South Carolina, 1952, Relating To Official Rules And Regulations, So As To Provide For The Duties Of The Secretary Of State Relative Thereto, To Provide For Filing Of Copies With The Code Commissioner And To Establish The Period Of Time For Which Such Rules And Regulations Are Effective, And To Repeal Sections 1-12 Through 1-15, Code of Laws Of South Carolina, 1952, Relating To Official Rules And Regulations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1-11, 1952 Code, amended—rules and regulations—filing of—length of time effective.—Section 1-11, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 1-11. Rules and regulations adopted under authority of a general and permanent law of the State shall become effective only after they have been properly certified and filed in the office of the Secretary of State. Rules and regulations submitted for filing must show the general and permanent laws under which they are issued and the Secretary of State shall not accept rules and regulations for filing hereunder if the authority for issuance of them is not stated immediately preceding such rules and regulations offered for filing. On receipt of such rules and regulations, he shall note on them the

date they were so filed in his office and shall permit the public to inspect them; he shall index in a suitable book all rules and regulations heretofore filed in his office and rules and regulations hereafter accepted for filing so as to show the issuing officer or agency, the authority for the issuance, the date of each issuance filed in his office and the numbers thereof. The officer or agency adopting such rules and regulations shall, at the same time a certified copy of such rules and regulations is filed in the office of the Secretary of State, send two copies of such certified copy to the Code Commissioner. Such rules and regulations when filed shall be effective until they are amended or repealed by the officer or agency filing them or by acts of the General Assembly."

SECTION 2. Repeal—Sections 1-12 through 1-15, 1952 Code, repealed.—Sections 1-12 through 1-15, Code of Laws of South Carolina, 1952, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R917, H2203)

No. 757

An Act To Provide For The Disposition Of Estrays And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Estrays defined.—Any domestic or domesticated animal found wandering at large or abandoned in the public ways or on the lands of any person other than its owner shall be an estray.

SECTION 2. Person finding estray—report to magistrate—sale.—Any person finding an estray may take possession thereof and shall, if the owner is not found and no claim to such estray is made within three days, deliver or report the finding and taking up of such estray to the nearest magistrate, who shall sell such estray at public sale after ten days notice posted in three public places in the county, one of which shall be the courthouse door.

SECTION 3. Proceeds.—The proceeds of sale of an estray shall be applied first to costs of sale and next to costs of care and feeding of the estray, including a reasonable compensation as determined by the magistrate for the finder's labor for care and feeding. Any balance remaining shall be paid into the county treasury as general county funds.

SECTION 4. Penalties.—Any person violating the provisions of this act, or attempting to conceal or appropriate an estray to his own use, shall be guilty of a misdemeanor and upon conviction shall be fined not more than one hundred dollars or imprisoned not more than thirty days, for each offense.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R918, H2206)

No. 758

An Act To Amend Section 3-1, Code Of Laws Of South Carolina, 1952, Relating To The Duties Of The Department Of Agriculture, So As To Define The Duties More Clearly.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3-1, 1952 Code, amended—duties of Department of Agriculture.—Section 3-1, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 3-1. The Department of Agriculture shall execute the laws of this State pertaining to agriculture except such laws as are specifically designated for execution by others.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R919, H2210)

No. 759

An Act To Repeal Section 12-203, Code Of Laws Of South Carolina, 1952, Defining Stock In Manufacturing Companies As Realty.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 12-203, 1952 Code, repealed.—Section 12-203, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R920, H2213)

No. 760

An Act To Designate Capital Stock Of Certain Corporations As Personal Estate And To Designate Such Provisions As Section 12-17, Code Of Laws Of South Carolina, 1952, And To Repeal Section 12-75, Code Of Laws Of South Carolina, 1952, Providing That Shares Of Capital Stock Of Certain Corporations Shall Be Deemed Personalty, Except Of Manufacturing Corporations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Code of 1952 amended—Section 12-17 added—certain stock deemed personal property.—The following section shall be designated Section 12-17, Code of Laws of South Carolina, 1952: “Section 12-17. The shares of the capital stock of such corporations shall be deemed personal property or estate.”

SECTION 2. Repeal—Section 12-75, 1952 Code, repealed.—Section 12-75, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R921, H2215)

No. 761

An Act To Amend Section 7-20, Code Of Laws Of South Carolina, 1952, Making Inapplicable To Statutes Contained In Title 7 A Certain Common Law Rule Of Construction, So As To Make Such Rule Also Inapplicable To Titles 10, 15, 17, 26 And 27.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 7-20, 1952 Code, amended—certain common law rule not to apply to certain titles of Code.—Section 7-20, Code of Laws of South Carolina, 1952, is amended to read as follows: "Section 7-20. The rule of the common law that statutes in derogation of that law are to be strictly construed has no application to this Title or to Titles 10, 15, 17, 26 and 27."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R922, H2218)

No. 762

An Act To Repeal Sections 4-308, 4-309 And 4-310, Code Of Laws Of South Carolina, 1952, Relating To Certain Records That Are Required To Be Kept Relating To The Sale Of Alcohol By Druggists.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sections 4-308, 4-309 and 4-310, 1952 Code, repealed.—Sections 4-308, 4-309 and 4-310, Code of Laws of South Carolina, 1952, are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R923, H2219)

No. 763

An Act To Repeal Section 6-16, Code Of Laws Of South Carolina, 1952, Making Special Provision For The Enforcement Of Criminal Statutes Relating To Cruelty To Animals.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 6-16, 1952 Code, repealed.—Section 6-16, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R924, H2220)

No. 764

An Act To Repeal Section 6-319, Code Of Laws Of South Carolina, 1952, Relating To The Disposition Of Trespassing Stock When The Owner Thereof Is Unknown.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 6-319, 1952 Code, repealed.—Section 6-319, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R925, H2221)

No. 765

An Act To Repeal Section 6-314, Code Of Laws Of South Carolina, 1952, Relating To The Disposition Of Stone-Horses Negligently Allowed To Run At Large.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 6-314, 1952 Code, repealed.—Section 6-314, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R926, H2222)

No. 766

An Act To Amend Section 1-44, Code Of Laws Of South Carolina, 1952, Relating To The Period Covered By Annual Reports Of State Departments Or Institutions, So As To Provide That If Specific Statutes Direct, The Period Of Annual Reports May Cover Periods Other Than July First To June Thirtieth.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1-44, 1952 Code, amended—annual reports of State agencies—periods to be covered.—Section 1-44, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 1-44. Any department or institution of the State government which is by law required to submit an annual report to the Governor or the General Assembly shall submit such report covering a period from July first to June thirtieth, unless otherwise directed by the specific statute governing such department or institution.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R927, H2223)

No. 767

An Act To Amend Section 1-23, Code Of Laws Of South Carolina, 1952, Relating To Hearings On Preferences On Purchases Or Contracts So As To Delete The Provision Requiring Record To Be Kept On Applications And Appearances Relative Thereto.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1-23, 1952 Code, amended—hearings on preferences.—Amend Section 1-23, Code of Laws of South Carolina, 1952, by striking the last sentence so that when amended the section shall read as follows:

“Section 1-23. Any such purchasing or contracting authority shall permit any interested party, resident or nonresident, to appear and

to be heard, upon written application, in advocacy of any preference consistent with Sections 1-21 and 1-22 or in protest against any such preference that may have been accorded.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R928, H2224)

No. 768

An Act To Repeal Section 1-3, Code Of Laws Of South Carolina, 1952, Relating To Lists And Descriptions Of Books, Stationery And Postage Which Certain Officers Must Furnish The Comptroller General.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1-3, 1952 Code, repealed.—Section 1-3, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R929, H2225)

No. 769

An Act To Amend Section 1-522, Code Of Laws Of South Carolina, 1952, Relating To The Letting Of Contracts For Public Printing, So As To Delete The Requirement That Envelopes Containing Bids For Such Work Be Sealed With Wax.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1-522, 1952 Code, amended—bids for public printing.—Section 1-522, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 1-522. The proposals shall state at what price per page the bidder will execute the several classes of work, respectively, and what additional charge per page he will make for rule and figure work. A proposal for the public printing, enclosed in an envelope, sealed and endorsed ‘Proposal for the Public Printer’, shall be filed with the clerk or secretary of the Board within five days of the date advertised by the Board for the awarding of the contract for public printing and any such proposals shall be opened by the chairman of the Board or, in his absence, by the acting chairman, in the presence of the Board; and the contract may be awarded by the Board to the lowest responsible bidder. If the bids received be deemed unacceptable, the Board may reject all bids and call for new bids.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R930, H2226)

No. 770

An Act To Repeal Section 10-1603, Code Of Laws Of South Carolina, 1952, Relating To Court Costs When Improperly Defended.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-1603, 1952 Code, repealed.—Section 10-1603, Code of Laws of South Carolina, 1952, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R931, H2227)

No. 771

An Act To Amend Section 10-1307, Code Of Laws Of South Carolina, 1952, Relating To Probate Notices Or Citations In

Estates Not Exceeding Five Hundred Dollars, So As To Provide That A Notice Shall Be Placed In The Courthouse In The County In Which The Probate Proceeding Is Filed Instead Of The County Where The Estate Is Situate.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 10-1307, 1952 Code, amended—not necessary to publish certain probate notices.—Section 10-1307, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 10-1307. It shall not be necessary to publish in any newspaper any notice or citation relating to any estate in the courts of probate when the value of such estate does not exceed five hundred dollars. In such cases the notices required by law shall be posted for the time required by law at the door of the courthouse of the county in which the probate proceeding is filed.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R932, H2228)

No. 772

An Act To Amend Section 4-307, Code Of Laws Of South Carolina, 1952, Relating To The Filing Of Prescriptions And Statements By Druggists With The Clerk Of Court Relating To Alcohol Purchased In Quantities, So As To Require Such Prescriptions And Statements To Be Kept On File By The Druggist Selling The Same.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 4-307, 1952 Code, amended—sale of alcohol—druggists to retain records of.—Section 4-307, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 4-307. Any person desiring to purchase alcohol for any of the purposes set out in Section 4-306 shall sign a written printed statement giving his name, residence, occupation and the purpose for

which he intends to use such alcohol and he shall certify that the alcohol is purchased in good faith for such purpose and no other. The druggist shall retain these prescriptions and statements for inspection as now required by law for the retention of the prescription of narcotics and other drugs."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R933, H2229)

No. 773

An Act To Amend Section 10-932.1, Code Of Laws Of South Carolina, 1952, Providing For A Discharge Of Attachment On Motion By The Defendant, So As To Eliminate Superfluous Language.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-932.1, 1952 Code, amended—discharge of attachments.—Section 10-932.1, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 10-932.1. In all cases the defendant or any person who establishes a right to the property attached may move to discharge the attachment."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R934, H2230)

No. 774

An Act To Amend Section 7-1, Code Of Laws Of South Carolina, 1952, Relating To Procedure For Appeals In Civil And

Criminal Actions, So As To Denote Certain Other Statutes Relating To Appeals.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 7-1, 1952 Code, amended—title to cover appeal procedures.—Section 7-1, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 7-1. The only mode of reviewing a judgment or order in a civil or criminal action, other than the mode prescribed for particular matters in Titles 10, 15 and 17, shall be as prescribed by this Title."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R935, H2231)

No. 775**An Act To Repeal Sections 6-201 Through 6-209, Code Of Laws Of South Carolina, 1952, Relating To Estrays.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sections 6-201 through 6-209, 1952 Code, repealed.—Sections 6-201 through 6-209, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R936, H2232)

No. 776**An Act To Amend Section 7-13, Code Of Laws Of South Carolina, 1952, Relating To Appellate Action On A Judgment Or**

Order, So As To Delete The Requirement That The Notice Of Appeal Specify The Ground Upon Which The Appeal Is Based.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 7-13, 1952 Code, amended—judgment on appeals.—Section 7-13, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 7-13. Upon an appeal from a judgment or order the appellate court may reverse, affirm or modify the judgment or order appealed from as to any or all of the parties and may, if necessary or proper, order a new trial. When the judgment is reversed or modified the appellate court may make complete restitution of all property and rights lost by the erroneous judgment.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R937, H2233)

No. 777

An Act To Amend Section 12-642, Code Of Laws Of South Carolina, 1952, Relating To Notice To Stockholders Concerning Liquidation, So As To Delete The Provision Requiring Posting Of Notice.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 12-642, 1952 Code, amended—stockholders to have liquidation meeting.—Section 12-642, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 12-642. In order for any corporation to go into liquidation and wind up its affairs and dissolve as hereinbefore authorized, the board of directors, trustees or managers shall call a stockholders’ meeting, giving at least thirty days’ notice of the time, place and purpose of such meeting by the mailing of written notice to each stockholder and by publication in some newspaper having general circulation in the county in which the corporation has its principal

place of business. Any such meeting may also be called by the president of the corporation or by stockholders owning in the aggregate twenty per cent of the capital stock, in the manner above provided. If a majority of the stock of the corporation be present at such meeting in person or by proxy and a resolution that such corporation shall go into liquidation and wind up its affairs and dissolve be adopted by a majority vote of all the shares of capital stock the corporation may thereupon go into liquidation and proceed to wind up its affairs and dissolve."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R938, H2234)

No. 778

An Act To Amend Section 10-455, Code Of Laws Of South Carolina, 1952, Relating To The Effect Of Personal Service Out Of The State, So As To Further Provide Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 10-455, 1952 Code, amended—effect of personal service of summons out of State.—Section 10-455, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 10-455. Personal service of the summons out of State shall be equivalent to publication and deposit in the post office and when such service is had no affidavit, as hereinabove provided for, order for publication or deposit in the post office shall be necessary. Such personal service so made shall be complete and final on the day of the date of the personal service of the summons as fully as if such personal service had been made under the provisions of statutes providing personal service within the State."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R939, H2473)

No. 779

An Act To Establish An Assessment And Equalization System For Taxation Of Property In Charleston County; To Provide For A Board Of Assessors, Its Membership, Powers And Duties; To Provide A Method Of Tax Appeals; To Prohibit The Board From Changing Present Assessments With Exceptions; And To Repeal Any Acts Inconsistent Herewith.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charleston County Board of Assessors created—members—areas to be appointed from.—There is hereby created the Charleston County Board of Assessors to be composed of six appointed members and the county auditor, who shall be an ex officio member. Of those appointed, one shall be a resident of that area of the county outside of the City of Charleston lying east of the Cooper River, one member shall be a resident of that area of the county outside of the City of Charleston lying north of the city between the Ashley and the Cooper Rivers, one member shall be a resident of the City of Charleston, one member shall be a resident of that area outside of the City of Charleston lying west of the Ashley River, and two members shall be appointed at large.

SECTION 2. Appointments — terms — vacancies.—The six appointed member shall be appointed by the Governor upon the recommendation of the Senator and a majority of the House Delegation of Charleston County. Subsequent to its appointment, the board shall meet and draw lots for the initial terms of its members. Two shall be for a term of one year, two shall be for a term of two years and two shall be for a term of three years, after which their successors shall be appointed for regular terms of three years. Any vacancy on the board for any reason shall be filled for the unexpired term in the manner of the original appointment.

SECTION 3. Meetings—officers—compensation.—Upon the appointment of the board, the auditor shall immediately call a meeting of its membership, who shall, from among themselves, select one of their members to serve as chairman. The auditor shall not be eligible to serve as chairman of the board and can vote only in cases of a tie. Thereafter, the board shall meet at least once a month and more often as directed by the chairman or upon written request of at least three members of the board. Four members shall constitute a quorum.

As compensation, the appointed members shall receive six hundred dollars per year and the chairman shall receive eight hundred dollars per year.

SECTION 4. Powers and duties.—The board shall:

(a) within ninety days of its appointment recommend to the County Council of Charleston County for employment a private commercial advisory firm experienced and technically trained in scientifically based assessment standards, which firm shall prepare and recommend to the board assessment standards relating to the taxable property in the county;

(b) within ninety days after its appointment recommend to the County Council for employment a competent firm experienced in mapping for appraisal and assessment purposes both urban and rural property, which firm shall prepare tax maps showing all of the real property in Charleston County;

(c) within ninety days after the completion of the assessment standards referred to in subsection (a) hereof, to recommend to the County Council for employment a competent firm experienced in appraising and assessing both urban and rural property to do such evaluation and appraising as may be necessary to provide an equal assessment of all real property within the county; *provided*, that the same firm, if properly qualified, may be employed to render all of the services mentioned in subsections (a), (b) and (c) hereof;

(d) cooperate with the South Carolina Tax Commission, and see that the firm or firms employed under subsections (a), (b) and (c) hereof does likewise, in evaluating and assessing any taxable property in the county which the tax commission is authorized to assess;

(e) employ a tax assessor or administrator who shall be specially trained and experienced in tax assessing techniques, principles of taxation and the latest standards used in evaluating property for tax purposes;

(f) take steps to see that all necessary measures are taken to place all taxable property on the tax books;

(g) until 1963 assess only property not heretofore on the tax books, or property whose value may have changed by reason of renovation, new construction, destruction, or type of use;

(h) not reassess any taxable property in the county except as authorized in subsection (g) until 1963, in and for which year the assessments authorized by this act shall become effective; and

(i) have authority to promulgate rules and regulations for the enforcement of this act.

SECTION 5. Duties of tax assessor or administrator.—The tax assessor or administrator employed by the board shall have the following duties:

(a) to employ and control, subject to such rules and regulations as may be adopted by the County Council, personnel sufficient to carry out the provisions of this act, at such salaries as may be fixed by the County Council;

(b) to take measures to place all taxable property in the county on the tax books; and

(c) to keep the tax system up-to-date by tax map revisions, with the cooperation of the county public works director, and by routine periodic reassessments, and to adjust the same from time to time to reflect shifting or changing values of such property.

SECTION 6. Board to act as board of equalization.—Until January 1, 1963, the board shall meet on or before the first day of April of each year and act as a board of equalization. The board of assessors, at the completion of its duties as a board of equalization, shall continue with its duties as a board of assessors.

SECTION 7. Appeals.—Appeals from the board of equalization shall be made to the present board of tax appeals until January 1, 1963, at which time the board of tax appeals as now constituted shall be abolished.

SECTION 8. Appeals—further.—After January 1, 1963, appeals from the tax assessor or administrator shall be made to the board of tax assessors, acting as the board of appeals.

SECTION 9. Limit on revenue after reassessment—not applicable to certain levies.—On completion of the reassessment, as provided for in this act, the total gross revenue for which tax notices are issued in 1963 shall not exceed by more than 4.7 per cent the total revenue for which tax notices shall be issued by the county auditor for 1962.

All appropriating bodies in Charleston County shall adjust their millage to comply so that their total revenue shall not exceed in 1963 by more than 4.7 per cent the total gross revenue for which tax notices shall be issued in 1962.

The foregoing limit on increased revenue for 1963 shall not apply to levies necessary to pay for the cost of the reassessment and mapping program provided for in this act; nor shall it apply to bond issue levies effective in 1963; nor shall it apply to any special levy approved by the voters or directed by an act of the State Legislature; nor shall it apply to levies for school purposes which are subject to the approval of the Charleston County Legislative Delegation.

SECTION 10. Present board — terms — employment — compensation.—The terms of office of the present board of assessors are hereby terminated as of July 1, 1960, after which the board of assessors shall be constituted and appointed as provided for in Sections 1 and 2 of this act. All members of the present board of assessors, who are not appointed on the new board of assessors, shall be employed by the new board of assessors at their present salaries through December 31, 1960, to perform such duties as they shall respectively be assigned by the said board. Any member of the present board of assessors, who may be appointed on the new board of assessors, shall receive his present salary as such board member through the month of December, 1960.

SECTION 11. Appropriation.—The County Council of Charleston County is hereby authorized to appropriate such funds as it may deem sufficient to carry out the purposes of this act.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

An Act To Repeal Section 28-946, Code Of Laws Of South Carolina, 1952, Making Proof Of Payment Of All South Carolina State Income Taxes A Condition Precedent To The Issuance Of A Nonresident License To Operate A Shrimp Boat.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-946, 1952 Code, repealed.—Section 28-946, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R942, H2316)

No. 781

An Act To Amend Act 360 Of 1957, As Amended, Relating To Shooting Preserves, So As To Provide An Open Season For Shooting Preserves In Game Zone No. 4 On All Types Of Pen Raised Game.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 360 of 1957 amended—Section 3.2 added—season for shooting preserves in Game Zone 4.—Act 360 of 1957, as amended, is further amended by adding a new section to be known as Section 3.2 which shall read as follows :

“Section 3.2. In Game Zone No. 4 within the boundaries of shooting preserves licensed by authority of this act, the open season on all types of pen raised game shall be from October first of any year to April first of the following year. The provisions of this act are not intended to close any open season on any type of game when such open season occurs between April first and September thirtieth of any year.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R943, H2374)

No. 782

An Act Enabling Life Insurance Companies To Charge Lower Premium Rates On Policies Insuring The Lives Of Females.

Whereas, mortality experience on the lives of females, both in population and insured groups, has indicated that the mortality rates for females are lower than for males of the same age. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Life insurance rates for females may be lower.—Life insurance companies may quote lower rates to female applicants because of their more favorable life expectancy.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R945, H2457)

No. 783

An Act To Amend Sections 38-60 And 38-72, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Supplying Deficiencies In The Number Of Grand And Petit Jurors, So As To Dispense With The Tales Box In Horry County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 38-60, 1952 Code, amended—tales box eliminated in Horry County.—Section 38-60, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following :

“Provided, the jury commissioners of Horry County shall not prepare the tales box, but any deficiencies in the number of grand or petit jurors shall be drawn from the jury list prepared as provided for in Section 38-52.”

SECTION 2. Section 38-72, 1952 Code, amended—Horry County not to supply deficiency of jurors from tales box.—Section 38-72, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end the following :

“Provided, that the provisions of this section shall not apply in supplying any deficiencies in the number of grand or petit jurors in Horry County.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R946, H2459)

No. 784

An Act To Provide For The Terms Of Office Of The Mayor And Councilmen Of The Town Of Pinewood In Sumter County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of mayor and councilmen for Town of Pinewood.—The terms of office of the mayor and councilmen of the Town of Pinewood in Sumter County shall be for two years and until their successors have been elected and qualify.

SECTION 2. Not to effect terms of present mayor and council.—The provisions of this act shall not affect the terms of office of the present mayor and members of the council.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R947, H2460)

No. 785

An Act To Provide A Salary For The Mayor Of The Town Of Pinewood In Sumter County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Salary of mayor for Town of Pinewood.—The mayor of the Town of Pinewood in Sumter County shall receive such salary as may be authorized by the town council, not to exceed six hundred dollars per year.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R952, H2513)

No. 786

An Act To Amend Act 586 Of 1954, Relating To The Planning And Development Commission Of Laurens County, So As To Provide That The Commission May Hold, Buy, Sell Or Take Option On Real Estate.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 586 of 1954 amended—Laurens County Planning and Development Commission may buy or sell real estate.—Section 3 of Act 586 of 1954 is amended by adding at the beginning thereof the following: “1.”, by adding between the word “County” and the word “and” on line 3 the following: “. 2. It shall have authority to hold, buy, sell or take option on real estate with funds made available to it for that purpose”, by adding between the words “any” and “funds” on line 4 the word “other”, and by striking the last word on line 4 “Supply” and the first word on line 5 “Bill” and inserting in lieu thereof the words “Appropriations Act”, so that when amended the section shall read as follows:

“Section 3. 1. The commission shall have full authority to negotiate with any concern desiring to locate an agricultural, commercial or industrial establishment in Laurens County.

2. It shall have authority to hold, buy, sell or take option on real estate with funds made available to it for that purpose and to expend any other funds made available to it by the Laurens County Appropriations Act to accomplish the purposes of this act.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R953, H2514)

No. 787

An Act To Amend Section 47-1591, Code Of Laws Of South Carolina, 1952, Relating To The Election Of The Mayor And Members Of The Council Of The City Of Greenville, So As To Provide That They Shall Be Elected For Terms Of Four Years, And To Provide That Three Members Of The City Council Elected In The Next Ensuing Election Shall Serve For Terms Of Two Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 47-1591, 1952 Code, amended—City of Greenville to have mayor and council—terms—salaries.—Section 47-1591, Code of Laws of South Carolina, 1952, is amended by striking on line 3 the words “two years” and inserting in lieu thereof the following: “four years or until their successors are elected and qualify”, so that when amended the section shall read as follows:

“Section 47-1591. The present aldermanic form of government of the City of Greenville consisting of a mayor and members of a council is to be preserved. The mayor and members of the council are to be elected for terms of four years or until their successors are elected and qualify and the number of members of the council is to be set by the council. The salaries of the mayor and members of the council shall be fixed by the council in the manner provided by law.”

SECTION 2. Terms—further.—The three candidates for city council in the City of Greenville receiving the highest number of votes in the next ensuing election shall serve for terms of four years and until their successors are duly elected and qualify. The three candidates for city council receiving the next highest number of votes shall serve for terms of two years and until their successors are duly elected and qualify. All subsequent terms of councilmen shall be for a period of four years.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R955, H2517)

No. 788

An Act Creating The Jasper County Library; Providing For Its Governing Body; And Defining The Terms Of Office, Powers And Duties Of The Members Of The Governing Body.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jasper County Library created.—There is hereby created an eleemosynary corporation under the control of the State, to be known as the Jasper County Library, which shall have all the powers conferred upon such a corporation by this act and the other applicable laws of this State.

SECTION 2. To be managed by board of trustees—appointment—terms—vacancies.—The corporation shall be controlled and managed by a board of trustees, seven in number, to be appointed by the Jasper County Legislative Delegation and to serve without pay. The original appointments shall be made as follows: two for terms of one year, two for terms of two years, and three for terms of three years, and until their successors are appointed and qualify. After the expiration of the initial terms, the trustees shall be appointed to serve for terms of three years and until their successors shall be appointed and qualify. Vacancies shall be filled by the appointing power for unexpired terms as they occur. Members of the board shall not serve consecutively for more than two terms, and shall be subject to removal for cause by the appointing power.

SECTION 3. Officers—bonds of—meetings.—The board shall elect a chairman, a vice-chairman, a secretary, a treasurer, and such other officers as may be deemed necessary, and may make rules and regulations for the conduct of its business. The board may require of its chairman, its treasurer and the librarian a suitable bond for the faithful performance of their respective duties. Such bonds shall be paid for from the funds of the library account. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Employ librarian.—The board shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be so employed.

SECTION 5. Powers and duties.—The corporation may, by way of amplification and classification, but without limiting the generality of powers conferred on it by Section 1:

(1) purchase, lease, hold, and dispose of real estate and personal property;

(2) acquire books and other informational material and provide for their circulation throughout all sections of the county;

(3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries;

(4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals;

(5) cooperate or enter into contracts with any state or federal agency whereby it will receive substantial aid in carrying out the purposes of the library;

(6) enter into contracts with other counties to operate regional or joint libraries and facilities; and

(7) generally do all things necessary and proper to establish, equip, maintain and operate a county library system.

SECTION 6. Further.—The board shall provide and make available to the citizens of Jasper County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board.

SECTION 7. Board members not to contract with board.—No member of the board shall contract with the board and any such attempted contract shall be void.

SECTION 8. Appropriation—approval of expenditures.—Funds for the operation and maintenance of the county library shall be fixed by the annual county appropriations act. The funds appropriated shall be credited to the account of the Jasper County Library, and approval of the chairman and the treasurer of the board shall be necessary before any claim or voucher shall constitute a valid claim against the funds credited to the library account. When so approved and countersigned by the chairman and treasurer of the board, such claim or voucher shall constitute a valid obligation against the funds credited to the library account. This account shall be audited each year by the public accountant annually engaged by the grand jury to audit county finances.

SECTION 9. Reports.—The board shall annually, on or before the first of September of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and book-mobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its services, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R957, H2300)

No. 789

An Act To Authorize Banks To Accept Or Disburse Deposits Of A Minor With The Same Effect As If Dealing With A Person Of Full Legal Capacity.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Banks may accept deposits and pay checks of minors.—A bank may accept deposits of and pay out deposits upon a check of a minor with the same effect as if dealing with a person of full legal capacity.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R960, H2456)

No. 790

An Act Making It Unlawful To Start Any Fire On Any Woodlands, Brushlands Or Grasslands In Beaufort County Between October Fifteenth And July First, Without First Giving Notice To The State Forester Or His Representative, To Provide For The Enforcement Thereof And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to start certain fires in Beaufort County without first giving notice to State Forester.—It shall be unlawful for any landowner, lessee, or any employees of such owners or lessees to start, or cause to be started, any fire in any woodlands, brushlands, grasslands, ditchbanks, hedgerows, or in any debris, leaves or other inflammable material adjacent thereto, in Beaufort County, between the fifteenth day of October and the first day of July, inclusive, without giving notice at least one hour prior to the time of starting such fire, to the State Forester, or his duly authorized representatives, or other person designated as such representative by the State Forester. Such notice shall contain all information required by the State Forester or his representative. No charges shall be made for receiving such notice. Any employee of a landowner, or lessee of any land, or an employee of any lessee of land, prior to giving such notice of starting fire in such above mentioned areas or inflammable material, must have the authorization from the owner to conduct such burning. It shall be unlawful for any person to conduct such burning unless he previously shall have carefully cleared around the area or material to be burned and shall have taken all reasonable care and precaution to prevent the spread of such fire to areas or materials other than that of which notice has been given. The provisions of this act shall not apply to fires which may be started within the corporate limits of any town or city in the State, nor to fires started on rights of way of railroads by their duly authorized employees to remove fire hazards, unless the State Forester, or his representative, after investigation shall notify such railroad or State and county road officials that their practices are disapproved on account of failure to exercise proper safeguards against the spread of fire. The State Forester, or his authorized representative, may, at any time when deemed necessary in the interest of public safety, direct that such fires along railroad rights of way be not started.

SECTION 2. Penalties.—Any person violating any provisions of this act shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than twenty-five dollars, or imprisoned for not more than ten days. For a second offense, the punishment shall be a fine of not less than twenty-five dollars nor more than one hundred dollars or imprisonment for not more than thirty days.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R961, H2462)

No. 791

An Act To Provide For The Terms Of Office Of Magistrates In Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Terms of Williamsburg County magistrates.—Magistrates in Williamsburg County shall be appointed for a term of four years and until their successors are appointed and qualify. The terms shall commence on the fifteenth day of May of the year in which they are appointed.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R964, S675)

No. 792

An Act To Amend Article 6 Of Chapter 6, Code Of Laws Of South Carolina, 1952, Relating To The Commission Form Of Government With City Manager In Cities Of Fifty To Seventy Thousand Population According To The 1940 United States Cen-

sus, By Adding A New Section, To Be Designated Section 47-599, To Provide For The Salaries Of The Mayor And Councilmen Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Code of 1952 amended—Section 47-599 added—salaries of mayor and councilmen.—Article 6 of Chapter 6, Code of Laws of South Carolina, 1952, is amended by adding a new section, to be designated Section 47-599, to read as follows :

“Section 47-599. The city council shall fix the salaries of the mayor and councilmen ; *provided*, the salary of the mayor shall not be fixed at a sum in excess of thirty-six hundred dollars per annum, and the salary of each councilman shall not exceed eighteen hundred dollars per annum.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R965, S687)

No. 793

An Act To Exempt Certain Property Owned By The South Carolina Oratory, In York County, From Taxation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. York County—property of S. C. Oratory exempt from taxes.—All property in York County, now or hereafter acquired, owned and used by the South Carolina Oratory, an eleemosynary corporation, shall be exempt from all county, school and municipal taxes so long as the property continues to be owned and used by the corporation for the operation of a church, church school, seminary, recreational activities directly incident thereto or any allied religious activity and is not operated for a profit.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R966, S689)

No. 794

An Act To Amend Section 21-1872, Code of Laws Of South Carolina, 1952, Relating To The Signing Of Vouchers By The County Board Of Education Of Chesterfield County, So As To Further Provide For The Payment Of Claims And The Signing Of Vouchers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 21-1872, 1952 Code, amended—Chesterfield County Board of Education—listing and payment of claims.—Section 21-1872, Code of Laws of South Carolina, 1952, is amended by striking the entire section and inserting in lieu thereof the following :

“Section 21-1872. The county board of education is authorized to have prepared each month, or at such times as is necessary to properly and efficiently transact the financial matters of the board, a detailed listing of the payees, amount due each payee, and purpose of claim to substantiate a master claim, to be prepared for the total amount of all accounts due, the claim to be signed by the chairman or vice-chairman and a majority of the board. The board is authorized to open a checking account to pay the amount due each payee and the authorized signature on the checks will be that of the county board executive or administrative officer.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R968, S652)

No. 795**An Act To Authorize The County Commissioners Of Abbeville County To Sell Or Lease Any County Property.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Abbeville County may sell or lease property.—The County Commissioners of Abbeville County are hereby authorized to sell or lease any county property with the consent of the senator and a majority of the legislative delegation from the county.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R970, S697)

No. 796**An Act Creating The Lancaster County Library; Providing For Its Governing Body; Defining The Terms Of Office, Powers And Duties Of The Members Of The Governing Body; And Providing Funds For Its Operation And Maintenance.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lancaster County Library created.—There is hereby created an eleemosynary corporation under the control of the State, to be known as the Lancaster County Library, which shall have all the powers conferred upon such a corporation by this act and the other applicable laws of this State.

SECTION 2. To be managed by board of trustees—appointment—terms—vacancies.—The corporation shall be controlled and managed by a board of trustees, known as the Lancaster County Library Board, nine in number, to be appointed by the Lancaster County Legislative Delegation and to serve without pay. (Five of the trustees shall be residents of urban areas of the county and four shall be residents of rural areas of the county) The original appointments shall be made as follows: two for terms of one year, two for terms of two

years, two for terms of three years, and three for terms of four years, and until their successors are appointed and qualify. After the expiration of the initial terms, the trustees shall be appointed to serve for terms of four years and until their successors shall be appointed and qualify. Vacancies shall be filled by the appointing power for unexpired terms as they occur. Members of the board shall not serve consecutively for more than two terms, and shall be subject to removal for cause by the appointing power.

SECTION 3. Officers—bonding of—meetings.—The board shall elect a chairman, a vice-chairman, a secretary, a treasurer, and such other officers as may be deemed necessary, and may make rules and regulations for the conduct of its business. The board may require of its chairman, its treasurer and the librarian a suitable bond for the faithful performance of their respective duties. Such bonds shall be paid for from the funds of the library account. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Employ librarian.—The board shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be so employed.

SECTION 5. Powers and duties.—The corporation may, by way of amplification and classification, but without limiting the generality of powers conferred on it by Section 1:

(1) purchase, lease, hold, and dispose of real estate and personal property;

(2) acquire books and other informational material and provide for their circulation throughout all sections of the county;

(3) accept donations of funds, land, buildings, services, materials, books and other things for the establishment and equipping of libraries;

(4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate individuals;

(5) cooperate or enter into contracts with any state or federal agency whereby it will receive substantial aid in carrying out the purposes of the library;

(6) enter into contracts with other counties to operate regional or joint libraries and facilities; and

(7) generally do all things necessary and proper to establish, equip, maintain and operate a county library system.

SECTION 6. Further.—The board shall provide and make available to the citizens of Lancaster County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board.

SECTION 7. Board members not to contract with board.—No member of the board shall contract with the board and any such attempted contract shall be void.

SECTION 8. Tax levy—approval of expenditures.—For the support and maintenance of the county library system, the county auditor shall levy a tax of one mill upon all the taxable property of Lancaster County. All funds collected on account of this tax shall remain on deposit with the county treasurer and shall be handled by him in the same way as other county funds are handled and shall be credited to the account of the Lancaster County Library, but approval of the chairman and the treasurer of the board shall be necessary before any claim or voucher shall constitute a valid claim against the funds credited to the library account. When so approved and countersigned by the chairman and treasurer of the board, such claim or voucher shall constitute a valid obligation against the funds credited to the library account. This account shall be audited each year by the public accountant annually engaged by the grand jury to audit county finances.

SECTION 9. Reports.—The board shall annually, on or before the first of September of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its services, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R971, H2087)

No. 797

An Act To Authorize The Clerk Of Court Of Cherokee County To Destroy Chattel Mortgages Which Are Over Ten Years Old.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Cherokee County Clerk of Court may destroy certain chattel mortgages.—Any chattel mortgage which is over ten years old may be destroyed by the Clerk of Court of Cherokee County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R972, H2525)

No. 798

An Act Creating The Chesterfield County Library And Providing For Its Governing Body; And To Provide A Tax Levy Therefor If The Referendum Provided Herein Results Favorably To The Creation Of Such Library And The Levying Of Such Taxes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chesterfield County Library created.—There is hereby created an eleemosynary corporation under the control of the State, to be known as the Chesterfield County Library, which shall have all the powers conferred upon such a corporation by this act and the other applicable laws of this State.

SECTION 2. To be managed by board of trustees—appointments—terms—vacancies.—The corporation shall be controlled and man-

aged by a board of trustees, seven in number, to be appointed by the Governor upon the recommendation of the Chesterfield County Legislative Delegation and to serve without pay. The original appointments shall be made as follows: two for terms of one year, two for terms of two years, and three for terms of three years, and until their successors are appointed and qualify. After the expiration of the initial terms, the trustees shall be appointed to serve for terms of three years and until their successors shall be appointed and qualify. Vacancies shall be filled by the appointing power for unexpired terms as they occur.

SECTION 3. Officers—bonding of—meetings.—The board shall elect a chairman, a vice-chairman, a secretary, a treasurer, and such other officers as may be deemed necessary, and may make rules and regulations for the conduct of its business. The board may require of its chairman, its treasurer and the librarian a suitable bond for the faithful performance of their respective duties. Such bonds shall be paid for from the funds of the library account. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Employ librarian.—The board shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be so employed.

SECTION 5. Powers and duties.—The corporation may, by way of amplification and classification, but without limiting the generality of powers conferred on it by Section 1:

(1) purchase, lease, hold, and dispose of real estate and personal property;

(2) acquire books and other informational material and provide for their circulation throughout all sections of the county;

(3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries;

(4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals;

(5) cooperate or enter into contracts with any state or federal agency whereby it will receive substantial aid in carrying out the purposes of the library;

(6) enter into contracts with other counties to operate regional or joint libraries and facilities; and

(7) generally do all things necessary and proper to establish, equip, maintain and operate a county library system.

SECTION 6. Further.—The board shall provide and make available to the citizens of Chesterfield County good books and informational material. The board shall establish a headquarters library and may establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board.

SECTION 7. Board members not to contract with board.—No member of the board shall contract with the board and any such attempted contract shall be void.

SECTION 8. Tax levy if approved by voters—approval of expenditures.—For the operation and maintenance of the county library, a levy of three mills shall be levied annually upon all taxable property of the county if such levy is approved as provided for in Section 10 of this act. The county auditor shall levy and the county treasurer shall collect such tax as other taxes are levied and collected. The moneys derived from such taxes shall be credited to the account of the Chesterfield County Library, and approval of the chairman and the treasurer of the board shall be necessary before any claim or voucher shall constitute a valid claim against the funds credited to the library account. When so approved and countersigned by the chairman and treasurer of the board, such claim or voucher shall constitute a valid obligation against the funds credited to the library account. This account shall be audited each year by the public accountant annually engaged by the grand jury to audit county finances.

SECTION 9. Reports.—The board shall annually, on or before the first of September of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its services, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 10. Referendum concerning tax levy.—The tax provided for in Section 8 of this act shall not be levied by the county auditor unless the voters of Chesterfield County approve such levy in a referendum to be held in the primary election on June 14, 1960. In order to determine the wishes of the qualified electors of the county, the Trustees of the Chesterfield County Library are authorized to have ballots printed in the form prescribed below and to deliver such ballots to the chairman of the executive committee of each political party which conducts a primary election in 1960. The county chairman shall deliver to the managers of election at each voting precinct a sufficient number of ballots to permit all qualified voters to vote on the question. The managers of elections shall deliver a ballot to each voter and shall count the ballots and report the results as other primary ballots are canvassed and returned. The executive committee of each political party which conducts a primary election in Chesterfield County on June 14, 1960, shall tabulate the returns of the referendum and shall certify the results to the county auditor, the members of the county legislative delegation and the Secretary of State.

SECTION 11. Ballots.—The form of the ballot shall be as follows: “Do you favor a county library with a three mill annual tax levy to support it?

Yes ☐
No ☐

Those voting in favor of the county library and the tax to support it shall deposit a ballot with a check or cross mark in the square after the word ‘Yes’, and those voting against the county library and the tax to support it shall deposit a ballot with a check or cross mark in the square after the word ‘No.’”

SECTION 12. Election expenses.—The sum of five hundred dollars is hereby appropriated to the Chesterfield County Library to defray the cost of printing the ballots and for other expenses.

SECTION 13. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R974, H2533)

No. 799

An Act To Amend Section 23-162, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Calhoun County, So As To Eliminate Belleville Precinct, And To Provide For The Voting Of Persons Registered In The Belleville Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-162, 1952 Code, amended—voting precincts in Calhoun County-Belleville deleted.—Section 23-162, Code of Laws of South Carolina, 1952, is amended by deleting the word “Belleville” on line 2, so that when so amended it shall read as follows:

“Section 23-162. In Calhoun County there shall be the following voting precincts: Bethel; Cameron; Center Hill; Creston; Dixie; Fall Branch; Fort Motte; Lone Star; Midway; Murph Mill; Sandy Run; and St. Matthews.”

SECTION 2. Belleville voters to vote at Dixie precinct.—Those persons who are registered to vote in the Belleville precinct shall vote at the Dixie precinct.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R975, H2539)

No. 800

An Act To Provide That The City Of Myrtle Beach In Horry County May Clean Up Vacant Lots When The Owner Thereof After Notice Refuses To Do So, And Assess The Owner For The Expenses Incurred.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. City of Myrtle Beach may clean up vacant lots—assess owner.—The City of Myrtle Beach in Horry County, ten days after sending written notice to the owner of any vacant lot within

the corporate limits of the city that the city has determined that the owner shall clean up such vacant lot to insure the public health and safety, may clean up the vacant lot, if the owner has not done so, and may assess the owner for the expenses incurred. The assessment shall constitute a lien upon the lot involved.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R868, S564)

No. 801

An Act Making It Unlawful To Use The Words "Building And Loan" Or "Savings And Loan" In Connection With Any Business, With Exceptions, And To Provide A Penalty For Violating The Provisions Hereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Use of words "building and loan" or "savings and loan" restricted.—No person in this State shall use the words "building and loan" or "savings and loan" in connection with any business other than an incorporated institution regulated by the State Board of Bank Control or the Federal Home Loan Bank Board.

SECTION 1-A. Must comply within one year.—Any person now using the words described in Section 1 hereof shall have one year from the effective date of this act to comply herewith.

SECTION 2. Penalties.—Any person violating the provisions of this act shall, upon conviction, be fined not less than one thousand dollars nor more than ten thousand dollars and be imprisoned for not less than one year nor more than ten years in the discretion of the court.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R910, H1969)

No. 802

An Act To Make Appropriations To Meet The Ordinary Expenses Of The State Government For The Fiscal Year Beginning July 1, 1960; To Regulate The Expenditure Of Funds Therefor; For Borrowing Money; Further Relating To The Operations Of The State Government During The Fiscal Year 1960-61; And To Provide For Permanent Improvements At Certain Of The State's Institutions Payable From General Fund Revenues Of The Fiscal Year 1959-60; And To Enact As Permanent Laws Of The State Of South Carolina The Following Fiscal And Regulatory Measures: To Increase The Salary Of The Governor At The Beginning Of The Next Term Of Office; To Provide An Increased Allowance For Retired Supreme Court Justices And Circuit Judges; To Provide A Tax On Building And Loan And Like Associations; To Impose An Additional Tax On The Sale Of Beer And Wine After The Year 1959-60 And To Further Regulate The Sale Thereof; To Impose An Additional Tax On The Sale Of Tobacco Products And Other Commodities Presently Taxed Under Code Sections 65-702, 65-703, And 65-791 After The Fiscal Year 1959-60; To Provide A New Schedule Of Salaries For Public School Teachers; To Amend Section 30-52, Code Of Laws Of South Carolina 1952, Relating To Compensation For Members Of The General Assembly So As To Increase The Compensation; To Create The South Carolina Educational Television Commission And To Prescribe The Terms Of Office Of The Members Thereof And To Define Its Duties; To Amend Section 4 Of Act 139 Of The Acts Of 1953 So As To Further Define The Term "Tuition Fees"; To Amend Section 65-299, Code Of Laws 1952, Relating To Information Returns On Interest Paid For Income Tax Purposes; To Provide That Members Of The 93rd General Assembly May Become Members Of The South Carolina Retirement System On Or Before December 31, 1960; To Transfer The Powers And Duties Of The Commissioner Of Labor With Respect To Credit Unions To The State Board Of Bank Control; To Provide Funds For The Purchase Of Rose Hill; To Amend Section 40, Of Section 15 Of Part II, Of Act No. 813 Of The Acts Of 1956, So As To Provide An Alternate Monetary Penalty In Lieu Of License Revocation For Violation Of Certain Provisions Of Section 65-1270 And Article 6, Code Of Laws 1952; To Amend For The Fiscal Years 1959-60 And 1960-61 Section 2, Of Part

III Of Act No. 644, Acts Of 1954, Relating To The General Fund Reserve, And To Repeal Section 14 Of Act No. 333 Of The Acts Of 1959 Relating Thereto; To Amend Section 17-544, Code Of Laws 1952, So As To Permit The Transfer Of Penitentiary Prisoners To Certain Counties Of The State Under Certain Conditions; And To Require That All Departmental Reports Reflect Any Court Decisions Involving The Constitutionality Or Construction Of Statutes Relating To Such Departments.

Be it enacted by the General Assembly of the State of South Carolina :

PART I

Maintenance and Operation of State Government

SECTION 1

For the fiscal year 1960-61, except as hereinafter specifically provided, all general state revenues derived from taxation, licenses, fees, or from any other source whatsoever, and all institutional and departmental revenues or collections, including income from taxes, licenses, fees, the sale of commodities and services, and income derived from any other departmental or institutional source or activity, shall be remitted to the State Treasurer as collected, when practicable, but at least on or before the last day of each month, for credit to the General Fund of the State. Each institution, department, or agency, in remitting such income to the State Treasurer, shall attach with each such remittance a report or statement, showing in detail the sources from which such income was derived, and shall, at the same time, forward a copy of such report or statement to the Comptroller General and the State Budget and Control Board. *Provided, However,* That refunds of such collections by state institutions, when properly approved by the authorities of same, may be made before remittance to the State Treasurer, so that, to such extent, the remittances, and the accompanying report or statement, shall be on the basis of net income. *Provided, Further,* That revenues derived from the General Retail Sales Tax, and the State's portion of revenue derived from the Alcoholic Liquors Tax, shall be credited to a Special School Fund, and no payments shall be made from this fund except to cover appropriations herein made for the support of the public school system of the State, but any amount of such appropriations in excess of revenues credited to the Special School Fund shall be paid from the General Fund of the State.

SECTION 2

Subject to the terms and conditions of this Act, the sums of money set forth herein, if so much be necessary, be, and the same are,

hereby appropriated out of the State Treasury, to meet the ordinary operating expenses of the State Government applicable to the fiscal year 1960-61, and for such other purposes as may be hereinafter specifically designated.

SECTION 3

Legislative Department

Item 1. The Senate.

A. Personal Service:

A-1. *Salaries:*

President	\$ 1,500.00
President Pro Tempore	400.00
Secretary (Between Sessions) .	2,340.00
Senators (23 @ \$1,000.00; 23 @ \$1,800.00)	64,400.00
Mileage and Stationery	7,000.00
Subsistence	14,100.00
Official Expense Allowance—	
President	800.00
Clerk	1,800.00
Assistant Clerk	950.00
General Desk Clerks	1,600.00
Bill Clerks	1,200.00
Journal Clerk	725.00
Journal Clerk	600.00
Sergeant-at-Arms	750.00
Committee Sergeant	650.00
Reading Clerk	900.00
Stenographers, Finance Com- mittee (2 @ \$725.00 each)	1,450.00
Keeper, Finance Committee Room	200.00
Steno-Clerk, Judiciary Commit- tee	725.00
Steno-Clerk, Social Security and Education Committees ...	725.00
Secretary to President	750.00

General Committee Clerks (3 @ \$425.00 each)	1,275.00
General Committee Stenographer	725.00
General Committee Stenographer	725.00
General Committee Stenographer	725.00
Doorkeepers (3 @ \$400.00 each)	1,200.00
Pages (3 @ \$350.00 each) ...	1,050.00
Chaplain	350.00
Laborers (3 @ \$6.00 per day) ..	1,260.00
Amendment Clerks	1,000.00
Assistant Amendment Clerks (4 @ \$200.00 each)	800.00
Attendants (12 @ \$200.00 each) ..	2,400.00
Elevator Operators (4)	1,000.00
Approved Accounts	70,000.00

Total (Item 1) The Senate \$ 186,075.00

Item 2. House of Representatives:

A. Personal Service:

A-1. *Salaries:*

The Speaker	\$ 1,500.00
Official Expense Allowance—	
Speaker	800.00
Speaker Pro Tempore	400.00
Representatives	223,200.00
Mileage and Stationery	19,500.00
Subsistence	37,200.00
Clerk	1,800.00
Assistant Clerk	950.00
Journal Clerk	725.00
Bill Clerk	725.00
Reading Clerk	900.00
Bill Clerk and General Committee Clerk	600.00
Steno-Clerk, Ways and Means Committee	725.00
Steno-Clerk, Judiciary Committee	725.00
General Committee Clerks (2) ..	1,450.00
General Desk Clerk	762.50

General Desk Clerk	762.50
General Clerk and/or Stenographer	725.00
General Committee Stenographers (2)	1,450.00
Sergeant-at-Arms	750.00
Asst. Sergeant-at-Arms	750.00
Secretary to Speaker	750.00
Amendment Clerks (2)	1,450.00
Stenographer	725.00
Chaplain	350.00
Chief Page	450.00
Assistant Chief Page	400.00
Pages (12)	4,200.00
Doorkeepers (3)	1,200.00
Laborers (4 @ \$6.00 per day) .	1,200.00
Committee Sergeant	650.00
Elevator Operators (4)	1,000.00
Approved Accounts	70,000.00

Total (Item 2) House of Representatives \$ 378,775.00

Item 3. Special Services for Both Houses:

A. Personal Service:

A-1. Salaries:

Clerk on Enrollment of Acts ..\$	700.00
Assistant Clerk on Enrollment of Acts	700.00
Postmaster	600.00
Assistant Postmaster	600.00
Telephone Pages (2)	700.00
Telephone Operators (2) (In full for Session)	700.00
Laborers (3 @ \$6.00 per day)	1,080.00
Maid	300.00
Approved Accounts	10,000.00

Total (Item 3) Special Services for Both Houses \$ 15,380.00

Item 4. Codification of Laws and
Legislative Council:

A. Personal Service:

A-1. *Salaries:*

Code Commissioner and Director of Legislative Council.	\$ 10,000.00
Asst. Code Commissioner and Asst. Director of Legislative Council	8,500.00
Attorney	7,500.00
Attorney	7,500.00

A-2. *Wages:*

Porter	650.00
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A-3. *Special Payments:*

Per Diem and Travel of Committee on Statutory Laws.	1,200.00
Lawyers	4,600.00
Stenographers	7,975.00
Clerk	725.00
Clerical Help	2,000.00
Pages	450.00
Approved Accounts	25,000.00

B. Contractual Services:

B-7. Other Contractual Services:

For Printing Code Supplement	28,000.00
Installments for Printing of 1962 Code of Laws	50,000.00
Legal Assistants for Revision of 1962 Code	5,100.00

Total (Item 4) Codification of Laws
and Legislative Council ..

\$ 159,200.00

Item 5. Clerk's Office (The Senate):

A. Personal Service:

A-1. *Salaries:*

Clerk	\$ 4,333.00
Secretary	2,646.00
Bookkeeper	2,095.00

A-2. *Wages:*

Porter	509.00
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B. Contractual Services:	
B-3. Telegraph and Telephone ..	100.00
C. Supplies:	
C-4. Office Supplies	150.00
D. Fixed Charges and Contributions:	
D-1. Post Office Box Rent	12.00
<hr/>	
Total (Item 5) Clerk's Office (The Senate)	\$ 9,845.00
Item 6. Clerk's Office (House of Representatives):	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Clerk	\$ 4,333.00
Clerical Help	3,996.00
Secretary	2,480.00
A-2. Wages:	
Messenger-Porter	781.00
B. Contractual Services:	
B-3. Telegraph and Telephone ..	100.00
C. Supplies:	
C-4. Office Supplies	125.00
D. Fixed Charges and Contributions:	
D-1. Post Office Box Rent	18.00
<hr/>	
Total (Item 6) Clerk's Office (House of Representatives)	\$ 11,833.00
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TOTAL (Legislative Department) ..	\$ 761,108.00

Provided, That the Clerk of the House is authorized to have prepared a House Journal Index at a cost not to exceed Three Hundred (\$300.00) Dollars, and the Clerk of the Senate is authorized to have prepared a Senate Journal Index at a cost not to exceed Three Hundred (\$300.00) Dollars, same to be paid from approved accounts; *Provided, Further*, That the Comptroller General is authorized to honor warrants for operation of the offices of the Clerks of the House and Senate between sessions of the General Assembly on the approval of the clerk of each House. *Provided, Further*, That appropriations for salaries under this section shall be paid at such intervals and in such amounts as may be determined by the presiding officer

and/or Clerk of the respective branches of the General Assembly. *Provided, Further,* That the clerks of the respective legislative departments may pay laborers and porters for necessary work before the convening and after the adjournment of the General Assembly. *Provided, Further,* That all supplies and equipment for use of the General Assembly shall be purchased only upon written authority of either the Clerk of the Senate, Clerk of the House or the Legislative Council for the respective branches of the General Assembly, and that a copy of such written authority shall be attached to all warrants in payment thereof before such warrants are honored by the Comptroller General. *Provided, Further,* That in the Senate, the Assistant Clerk, the General Desk Clerk, the Bill Clerk, the Journal Clerk, the General Committee Clerks, the Committee Sergeant, the Amendment Clerk, the Assistant Amendment Clerks, and the Attendants shall be appointed by the Clerk of the Senate. *Provided, Further,* That the Clerk of the Senate may employ two additional clerks for his office between sessions at a salary of \$162.00 bi-weekly, the same to be paid from approved accounts of the Senate. *Provided, Further,* That all employees of the General Assembly, with the exceptions of the Assistant Amendment Clerks and Attendants of the Senate, shall be paid for six (6) days of each week of the entire session, except that the Clerk of the House and the Clerk of the Senate shall be paid for five days thereof.

Provided, Further, That the Lieutenant Governor shall receive mileage as paid to members of the General Assembly during the sessions of the General Assembly.

Provided, Further, That the Assistant Sergeant-at-Arms of the House, and the Committee Sergeants of each House may be paid for two (2) weeks before and two (2) weeks after the said session; the same to be paid from Approved Accounts of the respective Houses. *Provided, Further,* That the Clerks of the two (2) Houses are authorized to issue their warrants on Approved Accounts for necessary extra clerical or other services. *Provided, Further,* That necessary temporary clerical help for the Chairman of the Senate Finance and House Ways and Means Committees may be paid from Approved Accounts of the respective Houses upon recommendation of the Chairmen. *Provided, Further,* That the Sergeants-at-Arms and Assistant Sergeants-at-Arms of the Senate and the House are authorized to make necessary repairs to the Senate Chamber and the Hall of the House of Representatives between the 1960 and 1961 sessions of

the General Assembly, and shall be paid therefor their regular per diem allowance for necessary time, but not to exceed sixty (60) days each for the Assistant Sergeants-at-Arms, and no such repairs shall be made except with the approval of the presiding officer, *Provided*, That the Sergeant-at-Arms of the Senate shall keep the Hall of the Senate open to visitors every day between sessions, and he shall be paid his per diem for such services. *Provided, Further*, That the Sergeant-at-Arms of the House shall keep the Hall of the House open to visitors every day between sessions, and he shall remain on duty each day during the week from 9:00 A. M. to 5:00 P. M., except that on Saturdays he shall remain on duty from 9:00 A. M. to 1:00 P. M., for which he shall be paid his regular per diem compensation. All such services rendered by the Sergeant-at-Arms shall be under the direction of the Presiding Officer of the House. *Provided, Further*, That members of Legislative Committees shall be paid the regular per diem and expenses from Approved Accounts of the House which the respective committee members represent. *Provided, Further*, That the joint committee consisting of six members, three from the Senate and three from the House, created in the 1945 Deficiency Bill to investigate the feasibility of completing the State House according to the plans of the original architect, or according to plans which might be considered more suitable, is hereby increased to include the presiding officers of the two Houses, and the committee is authorized to continue such work.

Provided, That the Legislative Council is authorized to employ additional stenographic or other help between sessions as the Council may deem necessary at such salary or salaries as the Council may set, to be paid from approved accounts.

Provided, Further, That the Clerks of the two Houses of the General Assembly are hereby authorized and directed to have printed all State-wide Acts immediately after their approval by the Governor, and to place upon the desk of each member of the General Assembly, within one week after the approval date, a copy of said Acts, and to mail another copy to the home address of each member of the General Assembly, and three copies to each Clerk of Court in the State, and to the head of each State department and Institution. Likewise, printed copies of local Acts approved by the Governor shall be furnished to the members of the Legislative Delegation from the County involved. The Secretary of State shall notify the respective Clerks immediately upon receipt of all Acts approved

by the Governor and make such Acts available to them for proof reading. All expenses in connection with the distribution of said approved Acts shall be paid from Approved Accounts for special services for both Houses.

Provided, Further, That copies of printed advance sheets of the Acts of the General Assembly shall be supplied to the County Clerks of Court and County Boards of Commissioners.

SECTION 4

Judicial Department

Item 1. Supreme Court:

A. Personal Service:

A-1. Salaries:

Chief and Associate Justices ..\$	91,000.00
Clerk	5,500.00
Reporter	2,860.00
Librarian	3,632.20
Secretary	4,000.00
Stenographers (2)	6,270.00
Stenographers—Chief and Associate Justices	18,000.00
Attendant	1,744.60
Retired Justices	9,000.00

A-2. Wages:

Messenger	220.00
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A-3. Special Payments:

Extra Steno Services	200.00
For salary and Wage Adjustments	2,204.00

B. Contractual Services:

B-2. Travel	6,000.00
B-3. Telegraph and Telephone ..	1,000.00
B-4. Repairs	500.00

C. Supplies:

C-4. Office Supplies	4,000.00
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D. Fixed Charges and Contributions:

D-1. Rents—Clock and Post Office Box	39.00
Offices Chief and Associate Justices	3,000.00

G. Equipment:

G-1. Office Equipment 2,000.00

G-7. Educational Equipment:

Library:

Books 6,000.00

South Carolina Reports 3,862.00

Total (Item 1) Supreme Court \$ 171,030.80

Item 2. Circuit Courts:

A. Personal Service:

A-1. *Salaries:*

Circuit Judges (14)\$ 217,000.00

Retired Judges 29,708.00

Widows Retired Judges 10,336.00

Circuit Stenographers (14) ... 97,944.00

Circuit Judges—For secretarial
help, library, automobile de-
preciation, and official office
expenses; to be paid in
equal monthly installments
to each circuit judge 42,000.00

A-3. Special Payments:

Special Circuit Judges 1,000.00

B. Contractual Services:

B-2. Travel 30,000.00

Total (Item 2) Circuit Courts \$ 427,988.00

Item 3. Board of Law Examiners:

A. Personal Service:

A-3. Special Payments (3 Mem-

bers) \$ 2,400.00

Item 4. Board of Commissioners on

Grievances and Discipline. \$ 5,000.00

TOTAL (Judicial Department) \$ 606,419.80

Provided, That the salaries provided herein for Circuit Stenographers shall be in full for all services to the Circuit Courts, except where specific appropriations are made by any of the counties in the respective circuits to supplement these salaries, and except for income derived by the said Circuit Stenographers from transcripts.

SECTION 5

Governor's Office

Item 1. Executive Control of State:

A. Personal Service:

A-1. *Salaries:*

Governor	\$ 15,000.00
Executive Secretary	9,000.00
Press Secretary	9,000.00
Industrial Secretary	12,500.00
Legal Assistant'	9,000.00
Stenographers	21,800.00

A-2. Wages—Messenger-Porter . 2,682.50

A-3. Special Payments—

Extra Clerical	4,500.00
For Salary and Wage Adjust- ments	4,079.00

B. Contractual Services:

B-2. Travel and Promotional Ex-
pense 16,000.00

B-3. Telegraph and Telephone .. 10,000.00

B-4. Repairs 350.00

C. Supplies:

C-4. Office Supplies 4,000.00

D. Fixed Charges and Contributions:

D-1. Rents 30.00

D-3. Association Dues 100.00

G. Equipment:

G-1. Office Equipment 1,000.00

Total (Item 1) Executive Control
of State

\$ 119,041.50

Item 2. Mansion and Grounds:

A. Personal Service:

A-2. Wages\$ 28,212.00

B. Contractual Services:

B-3. Telegraph and Telephone .. 3,000.00

B-4. Repairs 2,000.00

B-6. Water, Heat, Light and Power 3,000.00

C. Supplies 15,000.00

C-9. Agricultural Supplies 400.00

D. Fixed Charges and Contributions:

D-2. Insurance 250.00

G. Equipment:

G-3. Household Equipment 5,000.00

G-5. Agricultural Equipment ... 100.00

 Total (Item 2) Mansion and Grounds \$ 56,962.00

Item 3. Law Enforcement:

A. Personal Service:

A-1. *Salaries:*

Chief\$ 8,500.00

Governor's Officers 245,954.00

Operating Expense 192,978.00

For Salary and Wage Adjust-
ments 12,597.00

 Total (Item 3) Law Enforcement.. \$ 460,029.00

Intra-State Teletype Network.. \$ 30,000.00

Item 4. Identification Bureau:

Maintenance of Bureau \$ 10,000.00

 TOTAL (Governor's Office) \$ 676,032.50

Provided, That one of the Governor's Officers shall be assigned exclusively to the duty of investigating and determining the origin of forest fires.

SECTION 6

Lieutenant Governor's Office

For Administration:

A. Personal Service:

A-1. *Salaries:*

Lieutenant Governor\$ 1,000.00

B. Contractual Services:

B-2. Travel 800.00

 TOTAL (Lieutenant Governor's Of-
fice) \$ 1,800.00

SECTION 7

Secretary of State

Item 1. Keeping State Records:

A. Personal Service:

A-1. *Salaries:*

Secretary of State	\$ 11,000.00
Deputy Secretary of State	7,500.00
Corporation Clerk	4,777.50
Secretary	3,503.50
Clerk-Stenographer	3,503.50

A-2. *Wages:*

Porter	493.35
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A-3. *Special Payments:*

Clerical Help	200.00
For Salary and Wage Adjust- ments	753.00

B. Contractual Services:

B-1. *Freight, Express and De-
liveries*

25.00

Rebinding Old Record Books ..	300.00
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B-2. <i>Travel</i>	2,200.00
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B-3. <i>Telegraph and Telephone</i> ..	500.00
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B-4. <i>Repairs</i>	150.00
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B-7. <i>Election Expense</i>	14,000.00
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C. *Supplies:*

C-4. <i>Office Supplies</i>	2,600.00
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D. *Fixed Charges and Contributions:*

D-2. <i>Premiums on Bonds</i>	65.00
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D-3. <i>Association Dues</i>	100.00
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G. *Equipment:*

G-1. <i>Office Equipment</i>	300.00
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Total (Item 1)	\$ 51,970.85
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Item 2. Administration of Securities

Act	\$ 16,500.00
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TOTAL (Secretary of State)	\$ 68,470.85
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SECTION 8

Comptroller General's Office

Item 1. Executive Control of Accounts:

A. Personal Service:

A-1. *Salaries:*

Comptroller General	\$ 11,000.00
Deputy Comptroller	7,098.50
Accountants	10,777.00
Auditors	18,785.00
Bookkeepers	21,274.50
Clerks	27,059.50

A-2. Wages	955.50
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A-3. Special Payments:

Clerical Help	4,500.00
For Salary and Wage Adjust- ments	5,247.00

B. Contractual Services:

B-2. Travel	1,300.00
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B-3. Telegraph and Telephone ..	1,300.00
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B-4. Repairs	1,800.00
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C. Supplies:

C-4. Office Supplies	7,500.00
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D. Fixed Charges and Contributions:

D-1. Rents	39.00
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D-2. Insurance	337.50
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D-3. Contributions	50.00
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G. Equipment:

G-1. Office Equipment	2,000.00
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Total (Item 1) Executive Control of
Accounts

\$ 121,023.50

Item 2. Counties:

A. Personal Service:

A-1. *Salaries:*

County Auditors	\$ 160,908.00
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County Treasurers	160,908.00
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B. Contractual Services:

B-5. Printing and Advertising ..	58,000.00
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Settlements with Counties	6,000.00
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Total (Item 2) Counties

\$ 385,816.00

Item 3. Elections:

A. Personal Service:

A-1. *Salaries*:

Supervisors of Registration ...\$ 69,000.00

B. Contractual Services:

B-7. Election Expenses 87,000.00

 Total (Item 3) Elections \$ 156,000.00

Item 4. Confederate Pensions:

A. Personal Service:

A-3. *Special Payments*:

Per Diem of Board\$ 100.00

D. Fixed Charges and Contributions:

D-3. *Contributions*:

Confederate Pensions 29,000.00

 Total (Item 4) Confederate Pensions \$ 29,100.00

 TOTAL (Comptroller General's Office) \$ 691,939.50

Provided, That widows of Confederate veterans, who have attained the age of ninety (90) years, shall receive as pension the sum of Six Hundred (\$600.00) Dollars per year each, and that all others entitled to pensions under statute shall receive Two Hundred (\$200.00) Dollars each per year. *Provided, Further*, That not more than one pension shall be allowed or paid after the death of a pensioner, the said amount after death being for the purpose of defraying the funeral expenses of the said pensioner, but such funeral expenses shall not exceed the sum of Three Hundred (\$300.00) Dollars. *Provided, Further*, That for the year 1960-61 pensions shall be paid directly from the office of the Comptroller General, in a single payment, and as early after the beginning of the fiscal year as may be practical.

Provided, Further, The Comptroller General is hereby authorized to deputize any clerk or clerks in his employ to sign, in his stead, warrants drawn against the treasurer in payment of fixed appropriated items including salaries and other routine payments, or to employ the use of a mechanical signer, and the State Treasurer is hereby authorized to accept such signatures when notified by the Comptroller General; *Provided*, That this provision shall in no way relieve the Comptroller General of responsibility.

Provided, That for the fiscal year 1960-61 the state shall pay on the salaries of County Auditors and Treasurers \$3,498.00 each.

Provided, Further, That for the fiscal year 1960-61 Commissioners of General Elections shall receive as expenses the sum of \$150.00 per year, payable quarterly, and Managers and Clerks shall receive a per diem of \$6.00 per day; but Managers shall not be paid for more than one day for any election, and Clerks for not more than 3 days for any election.

SECTION 9

Attorney General

Item 1. For Administration:

A. Personal Service:

A-1. Salaries:

Attorney General	\$ 11,000.00
First Assistant Attorney General	10,500.00
Assistant Attorney General ...	9,200.00
Assistant Attorneys General (7)	58,250.00
Assistant Attorney General ...	8,900.00
Assistant Attorney General ...	8,500.00
Circuit Solicitors (14)	126,000.00
Assistant Attorney General ...	6,205.00
Secretary—Law Clerk	4,950.00
Stenographer-Clerk	3,600.00
Stenographer-Clerk	3,400.00
Stenographer-Clerk	3,000.00
Extra Stenographic Help	6,000.00
General Counsel—Public Service Commission	6,075.00
For Salary Adjustments	4,988.00

A-2. Wages:

Porter	150.00
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B. Contractual Services:

B-2. Travel	2,000.00
Expense Allowance (Solicitors)	8,400.00
B-3. Telegraph and Telephone ..	3,000.00
B-4. Repairs	250.00

C. Supplies:

C-4. Office Supplies	750.00
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D. Fixed Charges and Contributions:

D-1. Post Office Box Rent	24.00
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D-2. Insurance (Official Bonds)	100.00	
D-3. Contributions	150.00	
G. Equipment:		
G-1. Office Equipment	1,500.00	
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Total (Item 1) For Administration		\$ 286,892.00
Item 2. For State Litigation:		
A. Personal Service:		
A-3. Special Payments	\$ 5,000.00	
B. Contractual Services:		
B-2. Travel	10,000.00	
B-5. Printing and Advertising	2,000.00	
C. Supplies:		
C-4. Office Supplies	5,000.00	
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Total (Item 2) For State Litigation		\$ 22,000.00
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TOTAL (Attorney General)		\$ 308,892.00

Provided, That the Attorney General is hereby authorized to contract for the collection of debts, claims or obligations due the State, or any of its departments or institutions.

Provided, Further, That, unless otherwise provided herein, no department or agency of the State government shall employ attorneys except upon the advice and with the consent of the Attorney General in writing. Any fees to be paid such attorneys shall be approved by the Attorney General. This shall not apply to employment of attorneys in special cases in inferior courts where the fee to be paid does not exceed Twenty-five (\$25.00) Dollars.

Provided, Further, That the Attorney General shall assign one of his Assistants as Counsel for the South Carolina Tax Commission, who shall perform all of the duties necessary in that Department, but shall also perform such additional duties as may be assigned to him by the Attorney General.

Provided, Further, That the Attorney General shall assign one of his assistants to the South Carolina Industrial Commission to perform all necessary legal duties in that department, but he shall also perform such additional duties as may be assigned to him by the Attorney General.

Provided, Further, That the Attorney General shall designate one of his assistants whose primary duties shall be to perform all neces-

sary legal work for the Insurance Department, and any additional duties that may be assigned to him by the Attorney General.

Provided, Further, That the Attorney General shall appoint a general Counsel for the South Carolina Public Service Commission, who shall be an Assistant Attorney General, and who shall perform the legal duties of that Department, and any other duties to which he may be assigned by the Attorney General; *Provided, Further, That* the assessment against Public Utilities for the support of the Public Service Commission shall include a sufficient amount to cover the compensation and expenses of attorneys assigned by the Attorney General to the Public Service Commission.

Provided, Further, That necessary stenographic and other expenses of the attorneys assigned to other departments shall be borne by the Department to which the said attorneys are assigned.

SECTION 10

State Treasurer's Office

Item 1. Receiving and Disbursing Funds:

A. Personal Service:

A-1. Salaries:

Treasurer	\$ 11,000.00
Assistant Treasurer	7,500.00
Deputy	5,300.00
Chief—Bond Section	5,600.00
Bond Clerk	4,800.00
Auditor	4,800.00
Corporation Clerk	4,260.00
Securities Clerk	4,250.00
Disbursing Clerk	3,850.00
Bookkeepers (3)	15,200.00
Senior Clerk	3,950.00
For Salary Adjustments	3,570.60

A-2. Wages:

Porter	514.00
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A-3. Special Payments:

Extra Clerical Help	1,300.00
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B. Contractual Services:

B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	800.00

B-4. Repairs	1,200.00	
B-5. Printing and Advertising ..	750.00	
C. Supplies:		
C-4. Office Supplies	2,500.00	
D. Fixed Charges and Contributions:		
D-1. Rents	90.00	
D-2. Insurance	4,020.00	
D-3. Contributions (Association Dues)	55.00	
D-4. Service Charges	500.00	
G. Equipment:		
G-1. Office Equipment	1,000.00	
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Total (Item 1) Receiving and Dis- bursing Funds		\$ 89,809.60
Item 2. Payment of Bonded Debt:		
D. Fixed Charges and Contributions:		
D-4. Payment of Bonded Debt:		
Interest on Agricultural College Stock:		
July 1, 1960	\$ 5,754.00	
January 1, 1961	5,754.00	
Interest on Clemson Perpetual Stock:		
July 1, 1960	1,756.18	
January 1, 1961	1,756.18	
Principal and Interest Payment on Whitten Village and John G. Richards Ind. Sch. Notes:		
October 15, 1960 Principal ..	100,000.00	
October 15, 1960 Interest ..	9,000.00	
April 15, 1961 Interest	7,500.00	
Principal and Interest Payments on School for the Deaf and the Blind and F. F. A. Camp:		
October 15, 1960 Principal ..	95,000.00	
October 15, 1960 Interest ..	7,600.00	
April 15, 1961 Interest	5,700.00	

Principal and Interest Payments

on State Ports Bonds:

September 1, 1960 Principal	300,000.00
September 1, 1960 Interest ..	91,800.00
March 1, 1961, Interest	86,700.00

Principal and Interest Payments

on State Ports Bonds:

September 1, 1960 Interest ..	81,250.00
March 1, 1961 Interest	81,250.00
March 1, 1961 Principal	250,000.00

Principal and Interest Payments

on State Ports Bonds:

December 1, 1960 Interest ..	114,750.00
June 1, 1960 Principal	500,000.00
June 1, 1961 Interest	114,750.00

Principal and Interest Payments

on Stadium Notes:

October 1, 1960 Principal ...	40,000.00
October 1, 1960 Interest	10,400.00
April 1, 1961 Interest	9,600.00

Institutional and Armory Bonds

(1958):

August 1, 1960 Interest	34,000.00
February 1, 1961 Interest ...	34,000.00
February 1, 1961 Principal..	212,500.00

Principal and Interest Payments

on Archives Building Note:

July 1, 1960 Principal	20,000.00
July 1, 1960 Interest	4,500.00
January 1, 1961 Interest	4,050.00

Total (Item 2) Payment of Bonded

Debt \$ 2,229,370.36

Total (State Treasurer's Office) ...

\$ 2,319,179.96

Provided, That seven and one-half (7½%) per cent of the state income taxes collected between July 1, 1960 and June 30, 1961, shall be allocated to the Counties of the State. Within thirty (30) days after the close of each quarter, the State Treasurer shall remit to each county of the State its percentage of the net income of such income

taxes collected, according to his records, during the quarter just preceding. If, because of refunds by the Tax Commission, or for any other reason, it should develop that an overpayment shall have been made to any or all of the counties, the State Treasurer is authorized and directed to withhold from subsequent payments a sufficient amount to adjust same to the terms of this provision. The amount herein allocated to the counties shall be distributed on a population basis according to the latest official Federal census at the time of distribution, and shall be placed by the county treasurer in the general funds of the respective counties.

SECTION 11

Adjutant General's Office

Item 1. Administration:

A. Personal Service:

A-1. Salaries:

Adjutant General	\$ 11,000.00
Assistant Adjutant General ...	6,045.00
Secretary	4,504.00
Personnel Officer	5,215.00
Clerk	3,270.00
Clerk	2,758.00
Stenographers	5,516.00
Steno-Clerks	7,761.00
Clerks	7,761.00
Armorer	2,842.50

A-2. Wages

9,490.50

A-3. Special Payments

2,000.00

For Salary and Wage Adjust-
ments

3,309.28

B. Contractual Services:

B-2. Travel

3,000.00

B-3. Telegraph and Telephone ..

3,500.00

B-4. Repairs

20,000.00

B-6. Water, Heat, Light and
Power

3,960.00

C. Supplies:

C-2. Fuel Supplies

3,900.00

C-4. Office Supplies

2,500.00

C-8. Motor Vehicle Supplies

700.00

C-12. Other Supplies

1,200.00

D. Fixed Charges and Contributions:

D-2. Insurance	12,000.00
D-3. Contributions (Assn. Dues)	1,225.00
D-4. Other Fixed Charges (Co- Maintenance Fund)	65,000.00
Officers Candidate School (Pal. Mil. Acad.)	9,000.00

G. Equipment:

G-1. Office Equipment	\$ 750.00
G-4. Motor Vehicles and Equip- ment	3,000.00
G-8. Other Equipment	1,000.00

TOTAL (Adjutant General) \$ 202,207.28

Provided, That in the event a National Guard unit is established in Berkeley County the construction of an armory shall be provided for in said county as soon as approval of such an armory can be obtained and funds provided therefor.

SECTION 12

University of South Carolina

For Maintenance	\$ 3,341,003.00
Operation of Law Enforcement Training School	20,000.00
Part Payment of land and reno- vations of Buildings there- on	118,000.00

Total (University of South Carolina) \$ 3,479,003.00

SECTION 13

The Citadel

For Maintenance	\$ 1,565,875.00
For Debt Service on Stadium Bonds	12,275.00

Total (The Citadel) \$ 1,578,150.00

SECTION 14

Clemson College (Collegiate Activities)	
For Maintenance	\$ 3,070,984.00
Teaching and Research in Water and Sewerage	10,000.00

Total Clemson College (Collegiate Activities)	\$ 3,080,984.00
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SECTION 15

Winthrop College

For Maintenance	\$ 1,389,481.00
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Provided, That the Trustees of Winthrop College are authorized to continue the employment of Mrs. D. B. Johnson, widow of the founder of Winthrop College, regardless of retirement age.

SECTION 16

State Medical College

Medical College Maintenance	\$ 1,110,000.00
For Cancer Clinics	125,000.00
School of Nursing Building	60,841.00
Medical College Hospital	1,100,000.00
Psychiatric Residency Training	20,000.00

Total (State Medical College)	\$ 2,415,841.00
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Provided, That out of the amount appropriated in this section the sum of \$8,000.00, or so much thereof as may be necessary, shall be used to cover the costs of scholarships provided in Act No. 800 of the Acts of 1948.

Provided, Further, That the appropriation provided in this Section for Psychiatric Residency Training shall be used by the authorities of the State Medical College to provide stipends in a career type program of psychiatric residency training at a rate of \$5,000.00 per year for each such trainee. Any individual accepting such a residency shall legally obligate himself, or herself, to serve at least an equivalent amount of time, on completion of such training, in one of the State operated mental institutions, such as the South Carolina State Hospital and the various community mental health clinics.

Provided, Further, That any balance on June 30, 1960, in the 1959-60 appropriation for the Medical College Hospital may be carried

forward and expended for the same purpose during the fiscal year 1960-61.

SECTION 17

S. C. State College

For Maintenance \$ 1,527,778.14

Provided, That the Board of Trustees of S. C. State College is hereby authorized to establish and maintain Graduate, Law, and Medical departments, and such other departments as may be deemed practicable and necessary to provide training in all lines of college activities for students attending this College, and to fix tuition fees for such courses commensurate with the costs thereof and in line with similar tuition charges at other state institutions.

SECTION 18

John de la Howe School

For Maintenance \$ 205,840.00

Provided, That the teachers for John de la Howe School shall receive the same percentage of increase in salaries as is provided for the teachers in the public schools.

SECTION 19

School for the Deaf and the Blind

For Maintenance \$ 531,777.00

Provided, That the teachers for the School for the Deaf and the Blind shall receive the same percentage of increase in salaries as is provided for the teachers in the public schools.

SECTION 20

Superintendent of Education's Office

Item 1. Superintendence:

A. Personal Service:

A-1. Salaries:

Superintendent of Education ..\$	11,000.00
Secretary	4,529.00
Editor of Professional Publications	5,005.00

A-3. Special Payments:

Per Diem of Board	1,000.00
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Total Item 1 (Superintendence) ... \$ 21,534.00

Item 2. State Department of Education—General

Division of Administration and Finance:

A. Personal Service:

Dept. of School Administration:

A-1. *Salaries:*

Director	\$ 6,800.00
Secretary	3,000.00

School Lunch Program:

Supervisor	5,200.00
Assistant Supervisor	4,950.00
Supervisor—Food Distribution ..	4,200.00
Steno-Bookkeeper	3,146.00
Clerks (3)	7,865.00
School Attendance Supervisor ..	5,200.00

Department of Finance:

A-1. *Salaries:*

Finance Officer	7,000.00
Supervisor—Personnel and Payroll Services	4,300.00
State Aid Accountant	5,200.00
Supervisor Statistical Reports ..	5,200.00
Supervisor Machine Records ..	4,600.00
Steno-Bookkeeper	3,500.00
Auditors	8,148.00
Punch Machine Operator	2,800.00
Punch Machine Operator	2,800.00
Machine Operator	3,500.00

A-2. *Wages:*

Porter	950.00
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A-3. *Special Payments:*

Accountants—Part Time	8,000.00
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B. Contractual Services:

B-1. Freight, Express and Delivery	25.00
B-2. Travel	30,000.00
B-3. Telephone and Telegraph ..	4,500.00
B-4. Repairs	800.00

B-5. Printing:	
Printing—Educational Bulletins	7,200.00
Printing—Alcohol Education ..	200.00
C. Supplies:	
C-4. Office Supplies	14,000.00
C-7. Educational Supplies	300.00
D. Fixed Charges and Contributions:	
D-1. Rents	12,000.00
D-2. Insurance—Bond Premiums	25.00
D-3. Contributions (Association Dues)	950.00
G. Equipment:	
G-1. Office Equipment	1,500.00
Division of Teacher Education and Certification:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Director	\$ 6,800.00
Secretary	3,500.00
Supervisors (2)	10,100.00
Steno-Clerk	2,860.00
Chief Clerk	3,500.00
Trades Certificate Clerk	3,200.00
Recertification Clerk	2,860.00
Recertification Clerk	2,750.00
Steno-Clerk	2,860.00
Transcript Clerk	2,860.00
Clerk	2,657.00
A-3. Special Payments:	
Clerical Help	14,000.00
D. Fixed Charges and Contributions:	
D-4. Other Fixed Charges	30,000.00
Division of Instruction:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Director	6,800.00
Secretary	2,600.00
Field Supervisors (2)	10,475.00
Chief Supervisor Secondary Ed- ucation	6,400.00
Secretarial Assistant	3,939.00

Chief Supervisor of Elementary Education	6,000.00	
Supervisor, Primary Education	5,300.00	
Stenographer	2,600.00	
Supervisor Physical Education ..	6,025.00	
Supervisor Health Education ..	5,200.00	
Agent for Negro Schools	6,025.00	
Assistant Agent	5,200.00	
Stenographer	2,860.00	
Stenographer	2,600.00	
Negro Supervisor	4,767.00	
Stenographer	2,600.00	
Supervisor Library Science ..	5,200.00	
Supervisor Adult Education ..	5,200.00	
Supervisor Audio Visual Aid ..	5,450.00	
Supervisor Special Education..	6,000.00	
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Total Item 2 (State Department of Education—General)		\$ 357,047.00
Item 3. Special Services:		
A. Personal Service (Veterans' Education) :		
A-1. <i>Salaries:</i>		
Director	\$ 5,839.00	
Secretary	3,146.00	
Stenographer	2,860.00	
Hard-of-Hearing and Speech Therapy Program:		
A-1. <i>Salaries:</i>		
Supervisor	5,788.00	
Stenographer	2,600.00	
Technical Assistant	5,250.00	
Hearing and Speech Correctionist	4,800.00	
Hearing and Speech Correctionist	4,387.00	
Field Representative	3,900.00	
B. Contractual Services:		
B-1. Printing for Public Schools	12,000.00	

D. Fixed Charges and Contributions :

D-4. Other Fixed Charges :

Aid to Handicapped, Hard-of-Hearing, and Speech Therapy Program	18,000.00	
Curriculum Development	16,000.00	
State Aid for Teachers' Salaries	59,044,698.00	
Supervision and Overhead	3,066,065.00	
Maintenance and Operation ...	3,066,065.00	
Visiting Teachers (\$3,047.50 per county)	140,185.00	
County School Lunch Supervisors	140,185.00	
School Lunch Program Aid ...	165,000.00	
County Superintendents of Education	201,135.00	
For Matching Federal Funds for Administration of Financial assistance for Strengthening Science, Mathematics, and Modern Foreign Language Instruction	35,000.00	
For Matching Federal Funds for Guidance, Counseling and Testing; Identification and Encouragement of Able Students	13,474.00	
For Matching Federal Funds for Improvement of Statistical Services of State Educational Agencies	10,000.00	
Total Item 3 (Special Services) ...		\$65,966,377.00
For Salary and Wage Adjustments (Item 1, 2 and 3)		\$ 8,361.00

Item 4. Special Schools:

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

Adult Schools	\$ 60,000.00
Area Trade Schools Operating.	372,664.00
Operation of Catawba Indian School	1,600.00

Total Item 4 (Special Schools)	\$ 434,264.00
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Item 5. Vocational Education:

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

Agriculture	\$ 1,047,345.00
Home Economics	661,039.00
Trades and Industries	352,018.00
Distributive Education	52,651.00
Teacher Training	15,000.00
Vocational Agriculture Camps .	2,500.00
Home Economics Girls' Camps	5,000.00
Trades and Industries—Camp Improvements	2,500.00
Matching Federal Funds Area Vocational Education Pro- grams	25,000.00

Total Item 5 (Vocational Education)	\$ 2,163,053.00
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GRAND TOTAL	\$68,950,636.00
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Provided, That the number of teachers qualifying for State Aid in 1960-61 shall be determined on the basis of enrollment and average daily attendance of either the year 1959-60 or 1960-61.

Provided, Further, That so much as may be necessary of the appropriation herein made for "State Aid for Teachers' Salaries" provided in Item 3 of this section, may be used to pay State Aid for Teacher's Salaries for the year 1959-60 should the appropriation for that year prove inadequate.

Provided, Further, that so much as may be necessary of the appropriation for payment of teachers' salaries, and for supervision and overhead, provided in Item 3 of this section, may be used to correct erroneous payments of prior years, which were due to improper classification or other justifiable causes.

Provided, Further, That the amount appropriated herein under Item 3 for County School Lunch Supervisors shall be used for the payment of salaries of one supervisor for each county at the rate of \$3,047.50 each per year, and no such salary shall be supplemented from funds provided in Item 3, of this Section, for "School Lunch Program Aid."

Provided, Further, That any excess of funds appropriated for the payment of teachers' salaries for the fiscal year 1959-60 may be carried forward and expended for the same purpose during the fiscal year 1960-61.

Provided, Further, That the amount appropriated herein under Item 3 for Aid to Counties in the School Lunch program shall be divided among the County Boards of Education of the State upon the basis of the number of schools participating in the School Lunch Program in each County in the school year 1959-60. *Provided, Further,* that travel expense of County School Lunch Supervisors shall be paid out of this appropriation at the prevailing rate of mileage allowed by the State. *Provided, Further,* that all expenditures of this appropriation by each of the County Boards of Education shall be made upon the joint recommendation of the County Superintendent of Education and the School Lunch Supervisor. Each County Superintendent shall, at the close of the fiscal year, submit to the State Superintendent of Education an itemized statement which shall indicate the disposition made of his county's share of this appropriation and any balance brought forward from the preceding year. Such records of the County Boards of Education shall be kept available for auditing by the accounting personnel of the State Superintendent of Education's office.

Provided, Further, That no pupil shall be refused lunch because of inability to pay, such inability to be determined by the local school superintendent and lunch room supervisor where the pupil attends.

Provided, Further, That in the distribution of State funds provided in this section for "Supervision and Overhead" and for "Maintenance and Operation" no pupil shall be counted as enrolled, or as having been enrolled, in any public school of the State who has not attended such school at least 35 days during the school year on which the allocation of such funds is based. *Provided* however, that a pupil shall be counted as enrolled only in the first district, or operating unit, he legally attended.

Provided, Further, That notwithstanding the amounts listed in item 3 as appropriated for "Supervision and Overhead" and for

"Maintenance and Operation," there is hereby appropriated, for the fiscal year 1960-61, an amount for each classification equal to the number of pupils enrolled in the public schools of the State during the fiscal year 1960-61, as determined by the State Superintendent of Education, multiplied by Five (\$5.00) Dollars.

Provided, Further, That the State Superintendent of Education is hereby authorized to withhold an amount not to exceed \$240,000.00 from the \$5.00 per pupil appropriated for supervision and overhead, to be used for matching Federal funds provided in Title V of the National Defense Education Act of 1958, and that the balance of the \$5.00 per pupil be distributed to the school districts in the same manner as provided by law.

Provided, Further, That the Federal funds provided in Title V for guidance, testing, and counseling, plus the funds withheld, will be distributed to the school districts under the state plans approved by the State Board of Education by which South Carolina is qualified to participate in the program. Schools that do not wish to participate under the provisions of Title V of the National Defense Education Act will be reimbursed with any state funds that have been withheld under this proviso.

Provided, Further, That for the fiscal year 1960-61 the State shall pay on the salaries of County Superintendents of Education \$4,372.50 each on warrants approved by the State Superintendent of Education. In counties where schools are operated by the County Board of Education under a county unit system such payment for county superintendents of education may be applied by the Board of Education on the salary of the director or chief administrative officer of schools.

Provided, Further, That the authorities of the Area Trade Schools are authorized and directed to charge a tuition fee to students of not exceeding \$30.00 per semester, and to use the proceeds of such tuition fees for operation and/or permanent improvements. The amount of the tuition fees to be used for permanent improvements, and the nature of such improvements, shall be approved by the State Budget and Control Board.

Provided, Further, That the State Budget and Control Board may approve supplements from Federal Funds to State appropriated salaries of personnel who are working with the Federal Projects and who are below existing salaries for comparable services in other state agencies and institutions.

SECTION 21

South Carolina Opportunity School

For Maintenance	\$ 164,926.00
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Provided, That the teachers for the Opportunity School shall receive the same percentage of increase in salaries as is provided for the teachers in the public schools.

SECTION 22

State Agency of Vocational Rehabilitation

Vocational Rehabilitation	\$ 400,000.00
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Provided, That any balance in the appropriation for Vocational Rehabilitation for the year 1959-60, but not in excess of 5% thereof, may be carried forward and expended for the same purposes during the fiscal year 1960-61.

SECTION 23

State Educational Finance Commission

Item 1. Commission:

A. Personal Service:

A-3. Special Payments:

Per Annum of Commission ...	\$ 500.00
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Item 2. General Administration:

A. Personal Service:

A-1. Salaries:

Director	\$ 9,000.00
Assistant Director	8,350.00
Secretary	3,940.00
Bookkeeper	4,300.00
Field Consultant	4,770.00
Clerk	3,000.00
Stenographer (P. T.)	660.00

A-2. Wages	286.00
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B. Contractual Services:

B-2. Travel	10,000.00
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B-3. Telegraph and Telephone ..	2,500.00
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B-4. Repairs	500.00
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C. Supplies:

C-4. Office Supplies	3,000.00
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C-8. Motor Vehicle Supplies ...	550.00
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D. Fixed Charges and Contributions:

D-2. Insurance (Bond Premium)	12.50
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G. Equipment:

G-1. Office Equipment 1,000.00

Total Item 2 (General Administration)

\$ 51,868.50

Item 3. Transportation:

A. Personal Service:

A-1. *Salaries*:

State Supervisor\$ 6,680.00
 Assistant State Supervisor ... 5,750.00
 Secretary 3,280.00
 District Supervisors (6) 32,220.00

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

School Bus Operating Expense. 6,009,639.00
 Bus Transportation Records .. 17,500.00

Total Item 3 (Transportation)

\$ 6,075,069.00

Item 4. School Buildings:

A. Personal Service:

A-1. *Salaries*:

Supervisor, Schoolhouse Planning\$ 6,680.00
 Assistant Supervisor, Schoolhouse Planning 5,860.00
 Secretary 2,980.00

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

County Surveys 1,000.00
 School Building Aid 12,042,800.00

Total Item 4 (School Buildings) ...

\$12,059,320.00

Item 5. Debt Service:

D. Fixed Charges and Contributions:

D-4. Other Fixed Charges:

State School Bonds:

Principal\$ 1,585,000.00
 Interest 271,075.00

Total Item 5 (Debt Service)

\$ 1,856,075.00

For Salary and Wage Adjust-
ments

\$ 5,864.80

GRAND TOTAL (State Educational
Finance Commission) . . .

\$20,048,697.30

Provided, That, notwithstanding the amount listed in Item 4 of this Section, as appropriated for "School Building Aid," there is hereby appropriated for the fiscal year 1960-61 an amount equal to the number of pupils enrolled in the schools of the State during the fiscal year 1959-60, as determined by the State Department of Education, multiplied by Twenty (\$20.00) Dollars. *Provided*, That in the allocation of State Funds provided in this Section for "School Building Aid" no pupil shall be counted as enrolled, or as having been enrolled, in any public school of the State who has not attended such school at least 35 days during the school year on which the allocation of such funds is based.

Provided, Further, That principal and interest payments due on any school bonds, the proceeds of which have not been allocated to the counties of the State, shall be made from any such unallocated funds remaining in the State Treasury.

Provided, Further, That the State Educational Finance Commission is hereby authorized to sell used school buses that may be appraised by the State Highway Department to be no longer safe or economical in transporting school children, and the proceeds of such sales may be expended for such additional equipment or the operation thereof.

Provided, Further, That for the school year 1960-61 student school bus drivers shall be paid at the rate of \$35.00 per month, and adult drivers at not exceeding \$60.00 per month from State Funds. *Provided, further*, that the number of adult bus drivers paid from State Funds in any county shall not be in excess of 10% of the total number of bus drivers in such county.

Provided, Further, That a certificate of merit, signed by the appropriate state and local officer, shall be awarded annually to any student driver who has a perfect driving record, with no accident for which he is responsible, according to the determination of the State Highway Department, and with no infractions of rules or regulations. The certificate of merit shall be awarded at the commencement exercises of the school which the driver attends, and with each such certificate there shall be awarded \$25.00 in cash. The winners of the certificates and cash awards shall be selected by local

school officials and County Boards of Education after consultation with the officials of the State Highway Department and an examination of its records pertaining to bus drivers.

Provided, Further, That the State Educational Finance Commission is directed to charge against the responsible local operating unit the cost of any gasoline and oil delivered to school tanks and not properly accounted for, after making reasonable allowance for evaporation.

Provided, Further, That out of the appropriation in this section for School Bus Operating Expense, the Commission may purchase such number of service trucks as can be used to advantage in administering the transportation program.

Provided, Further, That the purchase of additional and replacement school buses for the year 1960-61 shall be financed according to the terms of Section 21-996 Code of Laws of South Carolina 1952.

SECTION 24

South Carolina Library Board

For Administration:

A. Personal Service:

A-1. Salaries:

Director	\$ 6,200.00
Catalog-Order Librarian	5,000.00
Field Service Librarian	5,000.00
Library Assistant	3,000.00
Secretary-Bookkeeper	2,800.00
Catalog Assistant	2,800.00
Accession Assistant	2,800.00

A-2. Wages:

Janitor	217.00
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A-3. Special Payments:

Travel and Per Diem of Board Members	500.00
For Salary and Wage Adjustments	1,669.00

B. Contractual Services:

B-1. Freight, Express and

Deliveries	200.00
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B-2. Travel	2,500.00
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B-3. Telegraph and Telephone ..	300.00
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B-4. Repairs	100.00
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B-5. Printing and Advertising ..	300.00
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C. Supplies:		
C-4. Office Supplies	1,000.00	
C-8. Motor Vehicle Supplies	200.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	300.00	
D-3. Contributions (State Aid) .	65,755.00	
G. Equipment:		
G-1. Office Equipment	400.00	
G-4. Motor Vehicles and Equip- ment	200.00	
G-7. Educational Equipment (Books for State Aid) ...	5,000.00	
TOTAL (South Carolina Library Board)		\$ 106,241.00

SECTION 25

South Carolina Schoolbook Commission

For Administration:**A. Personal Service:****A-1. Salaries:**

Director and Executive Secre- tary	\$ 7,340.00
Assistant Director	5,767.00
Secretary	3,575.00
Bookkeepers (3)	9,666.00
Stenographer-Bookkeeper	3,240.00
Filed Auditors (4)	17,564.00

A-3. Special Payments:

Per Diem of Board	500.00
Clerical Help	2,000.00
For Salary and Wage Adjust- ments	2,329.00

B. Contractual Services:

B-1. Freight, Express and Deliv- eries	1,800.00
B-2. Travel	5,600.00
B-3. Telegraph and Telephone ..	600.00
B-4. Repairs	350.00
B-5. Printing and Advertising ..	75.00

C. Supplies:

C-4. Office Supplies 5,000.00

D. Fixed Charges and Contributions:

D-2. Insurance 225.00

D-3. Contributions 20.00

G. Equipment:

G-1. Office Equipment 700.00

G-4. Motor Vehicles and Equip-
ment 75.00

TOTAL (South Carolina Schoolbook Commission)	\$ 66,426.00
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Provided, That the Director of the Schoolbook Commission may expend from textbook rentals whatever amount is necessary in connection with the repair, testing and redistribution of used textbooks.

SECTION 26

Archives Department

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries*:

Director\$ 7,920.00

Assistant to Director 3,960.00

Secretary and Bookkeeper 3,737.50

Librarian 2,827.50

Editorial Assistants (2) 6,850.00

Archivist 4,900.00

Photographer 2,400.00

A-2. Wages:

Maintenance and Repairs 8,400.00

A-3. Special Payments:

Clerical Help 1,200.00

Travel and Per Diem 500.00

For Salary and Wage Adjust-
ments 2,178.00

B. Contractual Services:

B-1. Freight, Express and De-
liveries 250.00

B-2. Travel 250.00

B-3. Telegraph and Telephone .. 500.00

B-4. Repairs 4,000.00

B-5. Printing and Editing Historical Documents	20,000.00	
B-6. Water, Heat, Light and Power	5,295.00	
C. Supplies:		
C-4. Office Supplies	1,500.00	
C-9. Agricultural Supplies	250.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	600.00	
G. Equipment:		
G-1. Office Equipment	500.00	
G-7. Educational Equipment	1,500.00	
		<hr/>
Total Item 1 (Administration)		\$ 79,518.00
Item 2. Calhoun Papers Project:		
For Administration:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Regular Staff	\$ 8,080.00	
Student Assistants	862.50	
B. Contractual Services:		
B-2. Travel	300.00	
C. Supplies:		
C-4. Office Supplies	150.00	
G. Equipment:		
G-7. Educational Equipment	200.00	
		<hr/>
Total Item 2 (Calhoun Papers Project)		\$ 9,592.50
		<hr/>
GRAND TOTAL (Archives Department)		\$ 89,110.50

Provided. That the Commission is authorized to supply one free copy of each new publication to the libraries of the University of South Carolina, The Citadel, Clemson, Winthrop, and S. C. State College; to each member of the Commission and its Directors; to the State Library; to each public library which is approved for a cash allotment by the South Carolina State Library Board; and to the State Historian Emeritus.

Provided, Further, That the proceeds of sales of publications by the Archives Department shall be deposited in a special account

in the State Treasury, and may be used by this department to cover the cost of additional printing.

SECTION 27

State Library

For Administration:

A. Personal Service:

A-1. *Salaries*:

Librarian \$ 4,827.00

A-2. *Wages*:

Porter Service 1,793.00

Laborers 300.00

A-3. *Special Payments*:

Clerical Help 300.00

For Salary and Wage Adjust-
ments 433.20

B. Contractual Services:

B-1. Freight, Express and Deliv-
eries 500.00

B-2. Travel 400.00

B-3. Telegraph and Telephone ... 200.00

B-4. Repairs 700.00

B-5. Printing, Advertising a nd
Binding 250.00

C. *Supplies*:

C-4. Office Supplies 500.00

D. Fixed Charges and Contributions:

D-2. Insurance 7.50

D-3. Contributions (Association
Dues) 24.50

G. *Equipment*:

G-1. Office Equipment 150.00

G-7. Educational Equipment 500.00

G-8. Other Equipment 50.00

TOTAL (State Library) \$ 10,935.20

SECTION 28

Confederate Relic Room

For Administration:

A. Personal Service:

A-1. *Salaries:*

Custodian\$ 2,860.00

A-2. *Wages:*

Porter Service 120.00

Laborers 45.00

A-3. *Special Payments:*

Clerical Help 80.00

For Salary and Wage Adjust-
ments 186.30

B. Contractual Services:

B-3. Telegraph and Telephone .. 160.00

B-4. Repairs 60.00

C. Supplies 20.00

G. Equipment:

G-1. Office Equipment 40.00

TOTAL (Confederate Relic Room) .. \$ 3,571.30
SECTION 29

State Department of Public Welfare

Item 1. Administration \$ 1,300,000.00

Item 2. Cash Assistance:

(a) Old Age 3,450,000.00

(b) Blind 250,000.00

(c) Dependent Children 1,159,000.00

(d) Aid to Permanently and
Totally Disabled 960,000.00

(e) Foster Home Care 275,000.00

Total (Item 2) Cash Assistance ... \$ 6,094,000.00

Item 3. General Relief \$ 360,000.00

Item 4. Miscellaneous:

(a) Eye Examination and
Treatment of and Training
Blind \$ 100,000.00

Item 5. Care of Persons Transferred	
from Confederate Home ..	\$ 17,000.00

TOTAL (State Department of Public Welfare)	\$ 7,871,000.00
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Provided, That any balances of appropriations for this Department, which are unexpended on June 30, 1960, may be carried forward and expended during the fiscal year 1960-61 for such purposes as may be deemed by the Board to be in the best interest of the work of the Department. *Provided, However*, That not more than five (5%) per cent of the amount appropriated for any item or subitem shall be carried forward.

Provided, Further, That the basis of monthly benefit payments during the year 1959-60 in the old age category shall be maintained during the year 1960-61.

Provided, Further, That the sums herein appropriated shall be so distributed that every applicant who is found eligible shall receive some benefit.

Provided, Further, that in providing care for Confederate widows, the Federal confederate pensions received by such persons from the date such pensions were provided shall not be considered as a resource.

Provided, Further, That the salary of the Director shall be fixed at \$12,000.00 per year.

SECTION 30

South Carolina Mental Health Commission

Item 1. Administrative Division:

A. Personal Service:

A-1. Salaries:

Director	\$ 14,000.00
Secretary	3,661.00
Fiscal Agent	4,647.00
Bookkeeper	3,003.00
Statistician	4,533.00
Punch Machine Operators (2) ..	5,720.00
Stenographer	3,432.00
A-3. Special Payments	500.00
For Salary and Wage Adjust- ments	1,499.76

B. Contractual Services:

B-2. Travel	2,000.00
B-3. Telegraph and Telephone ..	2,500.00
B-4. Repairs	4,000.00
B-5. Printing and Advertising ..	400.00
B-6. Water, Heat, Light and Power	1,000.00
B-7. Other Contractual Services ..	2,520.00

C. Supplies:

C-2. Fuel Supplies	700.00
C-4. Office Supplies	2,500.00
C-7. Educational Supplies	500.00
C-8. Motor Vehicle Supplies	600.00

D. Fixed Charges and Contributions:

D-2. Insurance	135.00
D-4. Other Fixed Charges	100.00

G. Equipment:

G-1. Office Equipment	750.00
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Total Item 1 (Administrative

Division)	\$ 58,700.76
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Item 2. Mental Hygiene Division:

Operation of Clinics	\$ 188,434.44
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TOTAL (S. C. Mental Health

Commission)	\$ 247,135.20
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Provided, That out of the amount appropriated in Item 2 of this Section, the sum of \$24,810.00 shall be used for the institution and operation of a mental health clinic to serve the counties of York, Chester and Lancaster.

SECTION 31**South Carolina State Hospital**

For Maintenance	\$ 7,019,220.00
Payment on Sprinkler System Note	35,000.00

TOTAL (South Carolina State

Hospital)	\$ 7,054,220.00
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Provided, That upon approval of the State Budget and Control Board, transfers may be made from the appropriation of the State Hospital to that of the Pineland Training School, or vice versa.

Provided, Further, That the services of Dr. George Benet, Chief Surgeon at the State Hospital, may be continued regardless of the South Carolina Retirement laws relating to retirement age.

SECTION 32

Pineland Training School

For Maintenance	\$ 425,339.00
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SECTION 33

Whitten Village

For Maintenance	\$ 2,138,974.00
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Provided, That the Board is authorized to continue the employment of the present Superintendent, notwithstanding the requirements of law concerning the retirement of State employees.

Provided, That the teachers for Whitten Village shall receive the same percentage of increase in salaries as is provided for the teachers in the public schools.

SECTION 34

South Carolina Sanatorium

For Maintenance	\$ 1,148,572.00
For County Sanatoria	143,000.00

TOTAL (South Carolina Sanatorium)	\$ 1,291,572.00
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Provided, That the State of South Carolina shall pay to the County Tubercular Sanatoriums in Charleston, Richland, Florence, Darlington, Greenville and Spartanburg Counties, \$1.50 per day for each tubercular patient hospitalized and receiving treatment in such sanatorium and \$1.50 per day shall be deducted from the amount payable to county Sanatoria for each patient admitted to the South Carolina Sanatorium from such county: *Provided, However,* That all payments made by the State under the provisions hereof shall be approved by the South Carolina Sanatorium. And, in order to provide a means whereby the South Carolina Sanatorium may act intelligently in approving such payments, the diagnosis and condition of patients paid for by the State, and the standard of such sanatoria shall be subject to such checks and inspection at such intervals as the South Carolina Sanatorium may prescribe.

SECTION 35

Children's Bureau

For Administration:

A. Personal Service:

A-1. *Salaries:*

Supervisor	\$ 6,500.00
Director of Case Work	6,000.00
Field Workers	33,345.80
Secretary	3,484.80
Bookkeeper	3,484.80
Stenographer	2,976.60
Stenographer and File Clerk ..	2,574.00

A-3. Special Payments:

Per Diem and Travel—Board of Directors	1,500.00
Professional Fees	3,000.00
Maternity Home and Hospital Care	6,500.00
For Salary and Wage Adjust- ments	2,453.52

B. Contractual Services:

B-2. Travel:

For Employees	6,500.00
For Children (Care and Sub- sistence)	12,000.00

B-3. Telegraph and Telephone .. 900.00

B-4. Repairs 150.00 |

B-5. Printing and Advertising .. 300.00

C. Supplies:

C-4. Office Supplies 900.00 |C-6. Medical Supplies 500.00 |C-7. Educational Supplies 50.00 |

C-10. Clothing and Dry Goods .. 500.00

D. Fixed Charges and Contributions:

D-3. Contributions 175.00 |

G. Equipment:

G-1. Office Equipment 500.00 |

TOTAL (Children's Bureau) \$ 94,294.52

SECTION 36

South Carolina Probation, Parole and Pardon Board

For Administration:**A. Personal Service:****A-1. Salaries:**

Director	\$ 8,500.00
Supervisor of Paroles	7,500.00
Assistant Director	6,000.00
Field Supervisor	5,280.00
Fugitive Officer	5,280.00
Secretary	3,300.00
Stenographer	2,838.00
Steno-File Clerk No. 1	2,838.00
Steno-File Clerk No. 2	2,537.00
Stenographers For Probation Officers	50,600.00
Probation Officers	197,849.00

A-3. Special Payments:

Per Diem of Board	1,500.00
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B. Contractual Services:

B-2. Travel	48,000.00
B-3. Telegraph and Telephone ..	1,500.00
B-4. Repairs	200.00

C. Supplies:

C-4. Office Supplies	3,400.00
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D. Fixed Charges and Contributions:

D-2. Insurance	150.00
D-3. Contributions (Association Dues)	50.00

G. Equipment:

G-1. Office Equipment	1,000.00
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TOTAL (South Carolina Probation,
Parole and Pardon Board)

\$ 348,322.00

SECTION 37

State Penitentiary

For Maintenance	\$ 1,125,100.00
For Additional Supervisory Staff Members, and other personnel, to be expended	

with approval of the State
Budget and Control Board

50,000.00

Total \$ 1,175,100.00

Provided, That the salaries of the Superintendent and of the Captain of the Guard shall be fixed by the Board of Directors of the Penitentiary.

Provided, Further, That from and after the passage of this Act no charge shall be made against the counties of the State for the maintenance of prisoners admitted to the Penitentiary for safekeeping for the first 90 days of such safekeeping, when a proper showing is made by the county authorities that there is sufficient necessity for the admission of such prisoners, but a charge of One Dollar and Thirty-Five (\$1.35) Cents for each day in excess of ninety (90) days shall be made to the county from which such prisoner is committed, and such charge shall be paid monthly.

Provided, Further, That, after consultation with the State Forester, mature trees and trees suitable for pulp wood or fence posts may be sold in a program of forest improvement.

Provided, Further, That revenue derived wholly from the sale of farm products may be retained by the Penitentiary and used in its operation.

Provided, Further, Whenever a convict shall be discharged from the Penitentiary the Board of Directors thereof shall furnish such convict with a suit of common clothes, if deemed necessary, and transportation from the Penitentiary to his home, if his home be within this State, or to the County from which he was sentenced if his home be without this State.

SECTION 38

State Industrial Schools' Board

Item 1. For Administration:

A. Personal Service:

A-3. Special Payments:

Per Diem and Expense of Board

Members \$ 3,000.00

Item 2. Juvenile Placement Bureau:

A. Personal Service:

A-1. Salaries:

Director\$ 6,380.00

Secretary 3,080.00

Workers	16,720.00	
For Salary Adjustments	1,320.00	
B. Contractual Services:		
B-2. Travel	8,500.00	
B-3. Telegraph and Telephone ..	350.00	
C. Supplies:		
C-4. Office Supplies	450.00	
D. Fixed Charges and Contributions:		
D-2. Insurance	5.00	
G. Equipment:		
G-1. Office Equipment	550.00	
<hr/>		
Total (Item 2) Juvenile Placement		
Bureau		\$ 37,355.00
<hr/>		
TOTAL (State Industrial Schools'		
Board)		\$ 40,355.00

SECTION 39

Industrial School for Boys

For Maintenance \$ 297,212.00

Provided, That revenue derived from the sale of farm products grown at this institution may be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 40

Industrial School for Girls

For Maintenance \$ 130,770.00

Provided, That revenue derived from the sale of farm products grown at this institution may be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 41

John G. Richards Industrial School

For Maintenance \$ 183,472.00

Provided, That revenue derived from the sale of farm products grown at this institution may be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 42

Industrial School for Negro Girls

For Maintenance	\$ 85,366.00
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Provided, That revenue derived from the sale of farm products grown at this institution may be remitted to the State Treasurer for credit to this appropriation and used for the operation of the said institution.

SECTION 43

State Budget and Control Board

Section 1. Finance Division:

A. Personal Service:

A-1. *Salaries*:

State Auditor	\$ 12,000.00
Assistant Auditors	43,400.00
Secretary	4,240.00
Stenographer-Clerk	3,510.00

A-2. *Wages*:

Porter Service	572.00
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A-3. *Special Payments*:

Special Payments—Clerical help	5,846.00
Departmental Surveys	3,500.00
Engineering Services	13,800.00
For Salary Adjustments	4,719.00

B. Contractual Services:

B-2. Travel	6,000.00
B-3. Telegraph and Telephone ..	1,200.00
B-4. Repairs	350.00

C. *Supplies*:

C-4. Office Supplies	1,500.00
C-8. Motor Vehicle Supplies	500.00

D. Fixed Charges and Contributions:

D-1. Rents	18.00
D-2. Insurance	175.00
D-3. Contributions (Association Dues)	50.00

E. Civil Contingent Fund	150,000.00
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G. *Equipment*:

G-1. Office Equipment	300.00
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TOTAL Section 1 (Finance Division)	\$ 251,680.00
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Section 2. Division of Sinking Funds
and Property:

Item 1. Administration:

A-1. *Salaries:*

Director	\$ 9,000.00
Special Agents	17,288.00
Secretary and Bond Clerk	4,066.00
Insurance Clerk	3,708.00
Clerk and Bookkeeper	3,618.00
Steno-Clerk	2,990.00
Steno-Clerk	2,990.00
For Salary Adjustments	2,620.00

A-3. Special Payments:

Clerical Help	1,000.00
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B. Contractual Services:

B-2. Travel	1,250.00
B-3. Telegraph and Telephone ..	1,300.00
B-4. Repairs	500.00
B-5. Printing and Advertising ..	25.00

C. Supplies:

C-4. Office Supplies	1,200.00
C-8. Motor Vehicle Supplies	750.00

D. Fixed Charges and Contributions:

D-2. Insurance (Premium on Bonds)	75.00
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G. Equipment	300.00
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Total (Item 1) Administration	\$	52,680.00
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Item 2. State Buildings and Grounds:

A. Personal Service:

A-1. *Salaries:*

State Electrician	\$ 6,000.00
Asst. Electrician	4,850.00
Asst. Electrician	4,200.00
Superintendent (Office Buildings)	5,108.00
Asst. Superintendent (Office Buildings)	4,000.00
Mechanic	2,858.00
Gardener	4,647.00

Day Policeman	4,739.00
Night Watchmen	15,658.00
Maintenance Men	6,699.00
A-2. Wages:	
Janitors and Cleaners	67,614.00
Janitress—State House	835.00
Elevator Operators	9,840.00
Window Washers	1,320.00
Laborers	4,577.00
A-3. Special Payments:	
Temporary Help	200.00
For Salary and Wage Adjust- ments	8,325.00
B. Contractual Services:	
B-1. Freight, Express and De- liveries	100.00
B-2. Travel	300.00
B-3. Telegraph and Telephone ..	486.00
B-4. Repairs—General	20,467.00
Repairs—State House	170,000.00
B-6. Water, Heat, Light and Power	140,000.00
C. Supplies:	
C-2. Fuel and Refrigeration Supplies	13,398.00
C-4. Office Supplies	420.00
C-5. Household, Laundry and Janitorial Supplies	5,835.00
C-9. Agricultural Supplies	1,450.00
C-10. Clothing and Dry Goods ..	1,000.00
C-11. Maintenance Supplies	5,257.00
C-12. Other Supplies	11,733.00
D. Fixed Charges and Contributions:	
D-1. Rents	12.00
Rents—Departments	50,000.00
D-2. Insurance	3,582.00
D-4. Amortization of Office Build- ing Debt	201,375.00

G. Equipment	4,257.00	
Total (Item 2) State Buildings and Grounds		\$ 781,142.00
Total (Section 2) Division of Sink- ing Funds and Property ..		\$ 833,822.00
Section 3. Division of Office Supplies and Printing:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 6,000.00	
Secretary	3,843.00	
A-2. <i>Wages:</i>		
Delivery Service	1,089.00	
A-3. <i>Special Payments:</i>		
Clerical Help	200.00	
For Salary and Wage Adjust- ments	656.00	
B. Contractual Services:		
B-2. Travel	500.00	
B-3. Telegraph and Telephone ..	245.00	
B-5. <i>Printing and Advertising:</i>		
Printing State Documents	160,000.00	
University Library—Exchange	1,000.00	
C. <i>Supplies:</i>		
C-4. Office Supplies	625.00	
D. <i>Fixed Charges and Contributions:</i>		
D-1. Rents (Box Rent)	12.00	
G. <i>Equipment:</i>		
G-1. Office Equipment	100.00	
Total (Section 3) Division of Office Supplies and Printing		\$ 174,270.00
Section 4. Division of Purchasing:		
Item 1. Purchasing:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 8,580.00	
Chief Clerk	5,362.50	
Secretary	4,290.00	

Assistant Director	7,150.00	
Clerks, Stenographers and Typists	9,350.50	
For Salary Adjustments	2,084.00	
B. Contractual Services:		
B-1. Freight, Express and De- liveries	50.00	
B-2. Travel	600.00	
B-3. Telegraph and Telephone ..	1,100.00	
B-4. Repairs	300.00	
B-5. Printing and Advertising ..	800.00	
C. Supplies:		
C-4. Office Supplies	3,000.00	
C-8. Motor Vehicle Supplies ...	500.00	
D. Fixed Charges and Contributions:		
D-1. Rents	24.00	
D-2. Insurance	150.00	
D-3. Contributions (Assn. Dues)	100.00	
G. Equipment:		
G-1. Office Equipment	1,000.00	
Total (Item 1) Purchasing		\$ 44,441.00
Item 2. Surplus Property:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 7,865.00	
Field Agents (2)	11,082.50	
Secretary	3,003.00	
Steno-Clerk	2,860.00	
For Salary Adjustments	1,489.00	
B. Contractual Services:		
B-2. Travel	3,500.00	
B-3. Telegraph and Telephone...	750.00	
B-4. Repairs	200.00	
C. Supplies:		
C-4. Office Supplies	1,000.00	

D. Fixed Charges and Contributions:

D-3. Contributions (Ass'n Dues) 50.00

Total (Item 2) Surplus Property \$ 31,799.50

Total (Section 4) Division of Purchasing \$ 76,240.50

Section 5. Retirement:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 9,000.00
Secretary	3,722.40
Chief Accountant	5,500.00
General Bookkeeper — Supervisor	5,500.00
Claims Examiner	5,500.00
Junior Accountant	3,960.00
Senior Bookkeeper	4,290.00
Steno-Clerks	19,670.50
Posting Machine Operators (4)	11,616.00
Register Clerk	3,025.00
Typist-Clerks	11,557.50
Bookkeeper	2,904.00
Senior Clerk	2,904.00
Disbursement Clerk	2,904.00
Junior Clerks (4)	11,254.10
Retirement Clerk	2,904.00

A-2. *Wages:*

Messenger-Janitor	1,597.20
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A-3. Special Payments and Clerical Help

11,200.00

For Salary and Wage Adjustments

6,468.80

B. Contractual Services:

B-2. Travel	2,000.00
B-3. Telegraph and Telephone	1,200.00
B-4. Repairs	1,205.00
B-7. Other	75.00

C. Supplies:

C-4. Office Supplies	9,400.00
C-8. Motor Vehicle Supplies	750.00

D. Fixed Charges and Contributions:

D-1. Rents	3,152.00
D-2. Insurance	600.00
D-3. Contributions	95.00

G. Equipment:

G-1. Office Equipment	5,000.00
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Total (Administration)	\$ 148,954.50
State Employer Contribution ..	\$ 9,990,000.00

Total (Section 5) Retirement	\$10,138,954.50
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TOTAL (State Budget and Control Board)	\$11,474,967.00
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Provided, That warrant requisitions for the disbursement of funds appropriated in this Section shall be approved by the respective division heads. *Provided, Further*, That the Civil Contingent Fund, appropriated in Item 1 of this Section, shall be expended only upon unanimous approval of the State Budget and Control Board, and upon warrant requisitions signed as directed by the State Budget and Control Board, to meet emergency and contingent expense of the State Government. *Provided, Further*, That none of the Civil Contingent Fund shall be used to increase the salary of any State employee when such salary is specifically fixed in this Act.

Provided, Further, That the State Auditor may engage independent accountants to audit any State department or institution when he may deem it advantageous or wise to do so. The expense of such audits and the cost of other necessary supplies and equipment may be paid from the appropriation herein made for departmental surveys.

Provided, That notwithstanding the amount appropriated in Section 5 of this Section as "State Employer Contribution," the State Treasurer and Comptroller General are hereby authorized and directed to transfer from the General Fund of the State to the proper Retirement System Accounts, month by month, during the fiscal year 1960-61, such funds as are necessary to comply with the terms of the Retirement Act as amended, as to contributions by the State of South Carolina to the Retirement System.

Provided, Further, That each department, commission, agency, and/or instrumentality of the State of South Carolina, whose employees are covered by the South Carolina Retirement Act, and

any part of whose administrative funds are derived from sources other than direct appropriations by the General Assembly, shall pay from such administrative funds a proportionate share of the State's contributions to the Retirement System Account.

Provided, Further, That the State Highway Department shall pay from Highway revenues that portion of the State's contribution to the Retirement System which is occasioned by the coverage of State Highway employees.

Provided, Further, That if any County or Municipality shall become 90 days delinquent in any payments due the Retirement System, the Retirement System shall certify such amount to the State Treasurer, and the State Treasurer is hereby directed to withhold from the next distribution of any revenue due such County or municipality, the amount so certified to him, and apply same to the Retirement System account of such County or municipality to cover such delinquency.

Provided, That the appropriation for Section 2, Item 1 of this section shall be paid from revenues of the various Sinking Funds.

Provided, Further, That the State Budget and Control Board is authorized and empowered to employ special agents to examine insurance risks carried by the said Board, and to perform any other duties which may be required of them, and the cost of necessary supplies, equipment, and travel expenses of the special agents, shall be paid from the revenues of the Insurance Sinking Fund.

Provided, Further, That the State Budget and Control Board is authorized to negotiate with the City of Columbia for sale to the city of the water line running out Broad River Road to State Institutions, which also serves many private owners, and to sell same to the city if an agreement can be reached.

SECTION 44

Board of Health

Item 1. Administration:

Office of State Health Officer:

A. Personal Service:

A-1. *Salaries:*

State Health Officer	\$ 12,000.00
Asst. State Health Officer	10,000.00
Secretary	5,219.00
Stenographer III	3,646.00

Drug Inspector	7,579.00
State Supervising Nurse	6,578.00
B. Contractual Services:	
B-2. Travel	4,200.00
Personnel:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Stenographer II	2,574.00
Finance:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Director	6,850.00
Accountant II	5,648.00
Stenographer III	3,646.00
Business Management:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Clerk II	2,574.00
Clerk II	3,003.00
Telephone Operator	3,003.00
Janitor	2,310.00
Messenger	2,145.00
Tabulating:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Tabulating Machine Supervisor	4,940.00
Tabulating Operators II	12,324.00
Tabulating Operators I	10,530.00
Vital Statistics:	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Assistant State Registrar	5,200.00
Field Agent	5,200.00
Stenographers III	7,292.00
Stenographers II	6,113.00
Clerks III	6,842.00
Clerks II	31,676.00
Clerks I	23,676.00
B. Contractual Services:	
B-2. Travel	2,500.00

Public Health Education:

A. Personal Service:

A-1. *Salaries:*

Health Education Consultant . .	5,915.00
Visual Education Assistant . . .	3,646.00
Vari-Typist	3,946.00

B. Contractual Services:

B-2. Travel	2,500.00
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Hospital Construction:

A. Personal Service:

A-1. *Salaries:*

Administrator	7,579.00
Stenographers III	6,864.00
Clerk II	3,003.00
Hospital Administrative Con- sultant	6,721.00
Architect	7,150.00
Construction Engineer	6,363.00
Hospital Inspectors	11,440.00
Accountant II	5,648.00

A-3. Special Payments:

Advisory Committee (Travel and Per Diem)	1,919.00
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B. Contractual Services:

B-2. Travel	7,140.00
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Merit System:

A. Personal Service:

A-1. *Salaries:*

Merit System Supervisor (P. T.)	2,400.00
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Total Item 1 (Administration) \$ 279,502.00

Item 2. Disease Control:

Office of Director:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 10,000.00
Chief—Cancer, Heart, TB Services	10,000.00
Chief—VD Services (Crippled Children, and Rheumatic Heart Disease)	10,000.00

Stenographer III	3,646.00
Clerk III	3,517.00
P. H. Nurse IV	5,005.00
Veterinarian III (P. T.)	3,600.00
B. Contractual Services:	
B-2. Travel	5,400.00
Tuberculosis Control:	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Record Analyst	3,754.00
Clerks III	6,434.00
Clerk II	2,745.00
Clinic Services (Tuberculosis):	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Photofluorographic Operators	15,700.00
Clerks II	4,992.00
Venereal Disease Control:	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Stenographer III	3,517.00
Clerk III	3,517.00
Clerk I	2,745.00
B. Contractual Services:	
B-2. Travel	1,200.00
Heart Disease Control:	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Stenographer II	2,964.00
Clinic Services (Heart):	
A. Personal Service:	
A-1. <i>Salaries:</i>	
Clerk II	2,745.00
P. H. Nurse I-A	3,432.00
Dietitian	4,290.00
A-3. Special Payments:	
Clinician's Fees	250.00
B. Contractual Services:	
B-2. Travel	2,500.00

Cancer Control:**A. Personal Service:****A-1. Salaries:**

Clerk III	3,510.00
Public Relations Rep.	4,550.00

B. Contractual Services:

B-2. Travel	1,500.00
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Clinic Services (Cancer):**B-7. Other Contractual Services:**

Hospital Care	400,000.00
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Epidemiology:**A. Personal Service:****A-1. Salaries:**

Insect, Rodent Control Supervisor I	7,722.00
Medical Entomologist III	6,792.00
Medical Entomologist II	5,863.00

B. Contractual Services:

B-2. Travel	5,400.00
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Laboratory:**A. Personal Service:****A-1. Salaries:**

Director	10,000.00
Stenographer III	3,968.00
Bacteriologists III	12,441.00
Bacteriologists II	9,580.00
Bacteriologist I	4,540.00
Clerks II	5,319.00
Clerks I	2,574.00
Virologist	4,540.00
Laboratory Technicians II	14,190.00
Laboratory Technicians I	11,310.00
Laboratory Helpers	2,720.00

B. Contractual Services:

B-2. Travel	400.00
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Total Item 2 (Disease Control) \$ 628,872.00

Item 3. Dental Health:**Office of Director:****A. Personal Service:**

Director	\$ 10,000.00
Stenographer III	3,325.00

B. Contractual Services:

B-2. Travel 4,000.00

Total Item 3 (Dental Health) \$ 17,325.00

Item 4. Local Health Supervision:

Office of Director:

A. Personal Service:

A-1. *Salaries*:

Stenographer III \$ 3,646.00

Item 5. Sanitary Engineering:

A. Personal Service:

A-1. *Salaries*:

Director (P. T.)\$ 4,550.00

Assistant Director 8,190.00

Stenographer III 3,646.00

Sanitary Engineers IV 14,657.00

Sanitary Engineer II 5,720.00

Sanitation Consultants 22,880.00

Bedding Inspectors 11,011.00

Total Item 5 (Sanitary Engineering) \$ 70,654.00

Item 6. Maternal and Child Health:

Office of Director:

A. Personal Service:

A-1. *Salaries*:

Director\$ 10,000.00

Stenographer III 3,861.00

Total Item 6 (Maternal and Child
Health) \$ 13,861.00

Item 7. Crippled Children:

Crippled Children:

Convalescent Home\$ 75,000.00

Hospital Care 60,000.00

Orthopedic Camps 25,000.00

Speech Therapy:

A. Personal Service:

A-1. *Salaries*:

Speech Therapists (PT) 4,500.00

B. Contractual Services:	
B-7. Other Contractual Services:	
Hospital Care	8,000.00
Clinic Services (Rheumatic Fever) :	
A. Personal Service:	
A-1. <i>Salaries</i> :	
Clerk II	2,745.00
P. H. Nurse IV	5,005.00
Pediatricians (PT)	1,800.00
Cardiologists (PT)	600.00
B. Contractual Services:	
B-2. Travel	1,000.00
<hr/>	
Total Item 7 (Crippled Children) ..	\$ 183,650.00
Item 8. Executive Committee:	
A. Personal Service:	
A-3. Special Payments:	
Travel and Per Diem of Execu- tive Committee	\$ 2,650.00
Item 9. Other Expenditures:	
B. Contractual Services:	
B-1. Freight, Express and Deliv- eries	\$ 400.00
B-3. Telegraph and Telephone...	2,800.00
B-4. Repairs	4,000.00
B-5. Printing and Advertising...	4,000.00
B-7. Other Contractual Services.	600.00
C. Supplies:	
C-4. Office Supplies	32,000.00
C-10. Clothing and Dry Goods..	300.00
D. Fixed Charges and Contributions:	
D-1. Rents	16,620.00
D-2. Insurance	3,300.00
G. Equipment:	
G-1. Office Equipment	2,000.00
G-8. Laboratory Equipment and Supplies	5,000.00
Special Services (Counties) :	
Biologics	15,000.00
Antirabic Vaccine	6,000.00

VD Drugs	5,000.00
VD Control	2,400.00
Insect Control Program	105,000.00
Anti-Polio Vaccine	75,000.00
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Total Item 9 (Other Expenditures)	\$ 279,420.00
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Total (Central Administration) ...	\$ 1,479,580.00
For Salary and Wage Adjust- ments (Central Administra- tion)	\$ 51,447.00
For Salary and Wage Adjust- ments (Aid to County Health Units)	\$ 82,287.00
Item 10. Aid to County Health Units	\$ 1,111,689.00
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GRAND TOTAL (State Board of Health)	\$ 2,725,003.00

Provided, Further, That State funds herein provided for aid to County Health Departments shall be distributed as follows: Each county shall receive a flat grant of \$11,500.00, and the remainder of the appropriation therefor shall be distributed among the counties on a population basis according to the 1950 official Federal census. *Provided, However,* That no county shall receive less than the amount received for the year 1959-60, except that for the purpose of this proviso, the amount given to any county under the provisions of the eighth proviso of Section 44 of Part I of Act No. 140 of the Acts of 1959, shall not be considered.

Provided, Further, That Federal Funds made available to the State Board of Health, that can be allotted to the counties of the State for operation of County Health Units, shall be distributed among the counties of the State on a population basis, according to the 1950 official Federal Census.

Provided, Further, That both State and Federal Funds allotted to any County Health Department shall be withheld from such county until a sum equal to twenty (20¢) cents per capita for the county's population, according to the 1950 Federal Census, shall have been provided by such county for use by its County Health Department in carrying on proper health programs to be agreed upon by the County Legislative Delegation and the State Board of Health. *Provided, However,* That if it is found that in any

county a suitable health unit can be operated at less cost than is provided herein by the prescribed distribution of State and Federal Funds and the amount of twenty (20¢) cents per capita from local funds, County and State funds for the support of such unit shall be reduced in the same ratio.

Provided, Further, That the allocation of all Federal funds made available to the State Board of Health, including the allocation of such funds among the counties of the State for County and District Health Work, shall be approved by the State Budget and Control Board.

Provided, Further, That any unused State and/or Federal Funds, allocated and budgeted to a county, shall, subject to the approval of the Senator and a majority of the House Members of such county, be made available to the State Board of Health for redistribution on the basis of need as determined by the State Board of Health.

Provided, Further, That from funds available for the operation of Cancer Clinics, a clinic shall be maintained and operated at Self Memorial Hospital at Greenwood.

Provided, Further, That out of the appropriation provided in Item 10 of this section for State Aid to County Health Units, the sum of \$25,000.00 shall be distributed to the county health departments by the State Health Officer, with the approval of the Executive Committee of the State Board of Health, for the following purposes:

1. To insure the provision of a reasonably adequate public health program in each county.
2. To provide funds to combat special health problems that may exist in certain counties.
3. To establish and maintain demonstration projects in improved public health methods in one or more counties in the promotion of better public health service throughout the State.
4. To encourage and promote local participation in financial support of the county health departments.
5. To meet emergency situations which may arise in local areas.
6. To fit funds available to amounts budgeted when small differences occur.

Provided, Further, That the State Budget and Control Board may approve supplements from Federal Funds to State appropriated salaries of personnel who are below existing salaries for comparable services in other state agencies and institutions.

Provided, Further, That the State Board of Health is authorized to continue the employment of Dr. W. K. Fishburne, County Health

Officer of the Berkeley County Health Unit, Dr. L. A. Hartzog, Health Officer of the Bamberg-Barnwell Health Unit, and Dr. L. C. Stukes, Health Officer of the Clarendon County Health Unit, notwithstanding the age requirement of the State Retirement System.

SECTION 45

Water Pollution Control Authority

For Administration:

A. Personal Service:

A-1. *Salaries:*

Executive Director (P.T.) \$	4,550.00
Engineer—Chemist	7,150.00
Water Pollution Control Engineers II	10,270.00
Chemists	8,996.00
Secretary	3,543.00
Laboratory Technicians	3,432.00
Water Sample Takers	9,223.00
Clerks II	5,997.00
For Salary Adjustments	3,190.00

A-3. Special Payments:

Travel and Per Diem of Board

Members	1,750.00
Special Fees	500.00

B. Contractual Services:

B-2. Travel	7,000.00
B-3. Telegraph and Telephone	450.00
B-4. Repairs	500.00
B-6. Water, Heat, Light and Power	500.00
B-7. Hearings	350.00

C. Supplies:

C-4. Office Supplies	500.00
C-8. Motor Vehicle Supplies	1,200.00
C-11. Laboratory Supplies	1,000.00

D. Fixed Charges and Contributions:

D-1. Rents	400.00
D-2. Insurance	480.00
D-3. Cooperative Agreement— U. S. Geological Survey	5,000.00

G. Equipment:

G-1. Office Equipment	500.00
G-4. Motor Vehicles and Equip- ment	800.00
G-8. Laboratory Equipment	1,000.00

Total (Water Pollution Control Au- thority)	\$ 78,281.00
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SECTION 46

State Dairy Commission

For Administration:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 6,600.00
Auditors	29,600.00
Inspector	5,200.00
Secretaries	6,600.00
For Salary Adjustments	2,230.00

A-3. Special Payments:

Per Diem for Commissioners (8)	1,120.00
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B. Contractual Services:

B-2. Travel	16,500.00
B-3. Telegraph and Telephone ..	1,600.00
B-4. Repairs	350.00

C. Supplies:

C-4. Office Supplies	2,150.00
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D. Fixed Charges and Contributions:

D-2. Insurance	50.00
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Total (Dairy Commission)	\$ 72,000.00
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SECTION 47

State Tax Commission

Item 1. Administrative Division:

A. Personal Service:

A-1. *Salaries:*

Commissioners	\$ 46,250.00
Supplemental Salary— Chairman	1,750.00

Administrative Assistants	15,700.00	
Clerks	81,770.00	
Secretaries	41,143.00	
Mail Clerks	14,670.00	
Telephone Operators	9,000.00	
Warrant Officers	107,377.00	
A-2. Wages:		
Machine Operator	3,260.00	
		<hr/>
Total (Item 1) Administrative Division		\$ 320,920.00
Item 2. Inheritance Tax Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 7,800.00	
Secretary	3,432.00	
Clerk	2,917.00	
Auditors	20,800.00	
		<hr/>
Total (Item 2) Inheritance Tax Division		\$ 34,949.00
Item 3. Property Tax Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 7,800.00	
Assistant Director	5,005.00	
Clerks	17,810.00	
Field Agents	31,668.00	
		<hr/>
Total (Item 3) Property Tax Division		\$ 62,283.00
Item 4. Income Tax Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 8,200.00	
Secretaries	11,589.00	
Clerks	323,000.00	
Auditors	358,000.00	
		<hr/>
Total (Item 4) Income Tax Division		\$ 700,789.00

Item 5. License Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,000.00
Assistant Director	6,000.00
Cashier	5,400.00
Secretaries	10,333.00
Clerks	49,658.00
Auditors	51,035.00
Field Agents	68,893.00

Total (Item 5) License Tax Division \$ 199,319.00

Item 6. Beer and Wine and Alcoholic

Liquors Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,000.00
Hearing Officer	6,000.00
Secretaries	9,695.00
Clerks	26,725.00
Examiners	9,276.00
Investigators	61,565.00

Total (Item 6) Beer and Wine and
Alcoholic Liquors Division \$ 121,261.00

Item 7. Sales Tax Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 8,200.00
Supervisor—Use Tax	6,000.00
Supervisor—Code and License	5,005.00
Supervisor—Suspense	5,362.00
Secretaries	34,070.00
Clerks	182,321.00
Machine Operators	32,374.00
Auditors	532,122.00
Temporary Help	2,932.10

Total (Item 7) Sales Tax Division \$ 808,386.10

For Salary Adjustments \$ 98,593.00

Item 8. General Operating:

B. Contractual Services:

B-1. Freight, Express and Deliveries	\$ 6,000.00
B-2. Travel	400,000.00
B-3. Telegraph and Telephone ..	16,850.00
B-4. Repairs	12,000.00
B-6. Water, Heat, Light and Power	25.00

C. Supplies:

C-4. Office Supplies and Stamps	250,000.00
C-8. Motor Vehicle Supplies	7,500.00

D. Fixed Charges and Contributions:

D-1. Rents	90,000.00
D-2. Insurance—Premium on Bonds	8,000.00
D-3. Contributions	1,000.00

G. Equipment:

G-1. Office Equipment	20,000.00
G-4. Motor Vehicles and Equipment	5,000.00

For Codifying Commission Regulations and Decisions	10,000.00
Property Assessment Manuals	25,000.00

Total (Item 8) General Operating .	\$ 851,375.00
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TOTAL (State Tax Commission) ...	\$ 3,197,875.10
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Provided, That the Tax Commission is hereby authorized to purchase Revenue stamps and to draw warrants for the payment thereof against the revenue account for which they were purchased.

Provided, Further, That the cost of law enforcement with respect to alcoholic liquors in the Governor's Office and the cost of the administration of the Alcoholic Liquors Division of the Tax Commission shall be deducted from the total revenues from alcoholic liquors before distribution of such revenues to the counties and municipalities of the State.

Provided, Further, That the Tax Commission, with the approval of the Budget and Control Board, is authorized to expend from the revenue collected under the provisions of Act 654, Acts of 1956,

such additional money as is necessary to the adequate administration and enforcement of the said Act.

SECTION 48

Insurance Commissioner's Office

Item 1. Executive Control of Insurance:

Administration	\$ 199,789.00
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TOTAL (Insurance Commissioner's Office)	\$ 199,789.00
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Provided, That the disbursement of funds provided in Item 1 of this section shall be in conformity with a budget approved by the State Budget and Control Board. *Provided, However*, That the State Budget and Control Board may transfer the funds provided in Item 3 of this Section to any other agency that may be charged with the duties provided for by this appropriation. All fees collected for real estate licenses shall be put into the General Fund of the State.

SECTION 49

Contractors' Licensing Board

For Administration:

A. Personal Service:

A-1. Salaries:

Secretary-Treasurer	\$ 4,800.00
Field Representative	4,800.00
Assistant Secretary	3,300.00
Steno-Clerk	2,200.00
For Salary Adjustments	906.00

A-3. Special Payments:

Per Diem Board Members	500.00
Examinations	2,500.00

B. Contractual Services:

B-2. Travel	4,500.00
B-3. Telegraph and Telephone ..	650.00
B-4. Repairs	100.00
B-5. Printing and Advertising ...	200.00

C. Supplies:

C-4. Office Supplies	3,500.00
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D. Fixed Charges and Contributions:	
D-1. Rent	1,800.00
D-2. Bond Premium and Insurance	40.00
G. Equipment:	
G-1. Office Equipment	200.00
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TOTAL (Contractors' Licensing Board)	\$ 29,996.00

SECTION 50

State Service Bureau

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries:*

State Service Officer	\$ 6,674.00
Asst. State Service Officer	6,075.00
Senior Field Investigator	5,480.00
Junior Field Investigator	4,800.00
Secretary	3,600.00
Senior Stenographer	2,990.00
For Salary Adjustments	1,777.00

B. Contractual Services:

B-2. Travel	1,500.00
B-3. Telegraph and Telephone ..	400.00
B-4. Repairs	100.00

C. Supplies:

C-4. Office Supplies	700.00
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D. Fixed Charges and Contributions:

D-1. Association Dues	100.00
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G. Equipment:

G-1. Office Equipment	360.00
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Total (Item 1) For Administration.	\$ 34,556.00
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Item 2. Operation of County Offices.	\$ 226,200.00
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Item 3. Veterans' Administration

Personnel:

A. Personal Service:

A-1. *Salaries:*

Service Officer, VFW	\$ 3,600.00
Secretary, Service Officer, VFW	2,400.00
Service Officers, DAV	5,880.00

Service Officer, The American Legion	4,800.00
Secretary, Service Officer, American Legion	960.00

Total (Item 3)—Veterans' Administration Personnel

\$ 17,640.00

TOTAL (State Service Bureau)

\$ 278,396.00

Provided, That for the fiscal year 1960-61, the amount appropriated in Item 2 of this section shall be distributed among the counties of the state as follows: The sum of Three Hundred (\$300.00) Dollars shall be first allocated to each county of the State, and the remainder shall be distributed among the counties in the same proportion as provided in the original statute.

SECTION 51

Department of Agriculture

Item 1. Superintendence and Administration:

A. Personal Service:

A-1. Salaries:

Commissioner	\$ 11,000.00
Deputy Commissioner	7,000.00
Assistant to Commissioner	5,710.00
Finance Officer	4,950.00
Agriculturist	4,600.00
Secretary	4,500.00
Clerk-Typist	3,600.00
Editor-Market Bulletin	3,720.00
Clerks	9,500.00
Stenographer	2,730.00

Total (Item 1) Superintendence and Administration

\$ 57,310.00

Item 2. Chemical Laboratory:

A. Personal Service:

A-1. Salaries:

Director	\$ 7,000.00
Chief Chemist	6,000.00

Secretary	3,900.00	
Stenographer	2,860.00	
Chemists	26,000.00	
Chief Seed Analyst	4,500.00	
Seed Analysts	18,520.00	
Seed Technicians	25,700.00	
Laboratory Technician	3,200.00	
A-2. Wages:		
Porter	1,800.00	
		<hr/>
Total (Item 2) Chemical Laboratory		\$ 99,480.00
Item 3. Bureau of Inspection:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 5,710.00	
Secretary	3,720.00	
Secretary	3,600.00	
Seed, Feed, Oil and Scales:		
Inspectors	84,465.00	
Audit Clerk	4,500.00	
Auditors	4,200.00	
Stenographers	5,330.00	
Caretaker (Calibration Station)	600.00	
		<hr/>
Total (Item 3) Bureau of Inspection		\$ 112,125.00
Item 4. Warehouse Division:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 5,710.00	
Secretary	3,720.00	
Chief Bookkeeper	4,890.00	
Audit Clerks	13,190.00	
Warehouse Auditors	32,350.00	
Clerk	3,850.00	
A-3. Special Payments:		
Extra Help	1,300.00	
		<hr/>
Total (Item 4) (Warehouse Division)		\$ 65,010.00

Item 5. Egg Law Enforcement:

A. Personal Service:

A-1. *Salaries:*

Inspectors	\$ 10,800.00
For Salary and Wage Adjustments ..	31,180.00

Item 6. General Operating:

B. Contractual Services:

B-1. Freight, Express and De-

liveries\$ 7,000.00

B-2. Travel 59,600.00

B-3. Telephone and Telegraph .. 3,600.00

B-4. Repairs 3,000.00

B-5. Printing and Advertising:

Market Bulletin and Expense .. 55,000.00

Agricultural Statistics 500.00

B-6. Water, Heat, Light and

Power 400.00

C. Supplies:

C-4. Office Supplies 25,000.00

C-7. Educational Supplies 45.00

C-8. Motor Vehicle Supplies 300.00

C-11. Other Supplies 2,000.00

D. Fixed Charges and Contributions:

D-1. Rents 36.00

D-2. Insurance 2,500.00

D-3. Association Dues 200.00

State Fair Exhibit 400.00

G. Equipment:

G-1. Office Equipment 1,000.00

G-4. Motor Vehicles and Equip-
ment 3,000.00

G-8. Other Equipment 1,000.00

Total (Item 6) General Operating ..	\$ 164,581.00
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TOTAL (Department of Agriculture)	\$ 540,486.00
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SECTION 52

State Agricultural Marketing Commission

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries:*

Marketing Director	\$ 4,404.00
Market Coordinator	5,363.00
Secretary	3,003.00
Salary and Wage Adjustments	752.00

A-3. Special Payments:

Per Diem of Members	250.00
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B. Contractual Services:

B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	300.00
B-4. Repairs	50.00
B-5. Printing and Advertising ..	100.00

C. Supplies:

C-4. Office Supplies	145.00
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D. Fixed Charges and Contributions:

D-3. Contributions	20.00
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G. Equipment:

G-1. Office Equipment	200.00
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Total (Item 1) For Administration	\$ 17,587.00
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Item 2. Farm Market Facilities, Surveys and Service	\$ 44,000.00
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TOTAL (State Agricultural Marketing Commission)	\$ 61,587.00
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SECTION 53

State Forestry Commission

Item 1. Division of Forestry:

Operation and Maintenance ...	\$ 1,787,880.00
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Item 2. Division of State Parks	\$ 369,746.00
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Item 3. Historical Areas	\$ 11,261.00
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For the purchase of Rose Hill,
Home of Governor William
H. Gist, the ardent expon-
ent of State's Rights, in

Union County, for the purpose of a State Historical Memorial	\$ 25,000.00
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TOTAL (State Forestry Commission)	\$ 2,193,887.00
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Provided, That, for reforestation purposes on State Forest lands, the State Forestry Commission is authorized to rent newly cleared lands for agricultural purposes, and to use the State's portion of the rent received therefrom for clearing additional lands, and, pending expenditures, such funds shall be held in a special account in the State Treasury.

Provided, Further, That the State Forestry Commission may refund deposits placed with the Commission with orders for tree seedlings and for park cabin reservations.

Provided, Further, That all net revenues derived from the operation of the fishing pier at the Myrtle Beach State Park shall be used for improvements at the said park.

Provided, Further, That the State Forestry Commission may sell telephone lines and telephone line equipment, owned by the said Commission, and use funds derived from such sales for the purchase and installation of short wave radio communications.

Provided, Further, That the State Forestry Commission is hereby authorized to provide reasonable aid or assistance to its regular employees in moving their personal effects from one town or place to another town or place, when their headquarters are so moved in the course of the business of the department.

Provided, Further, that during the summer the Commission may cut fire lanes for private persons and charge for the same at the rate of \$25.00 per suppression unit per day.

Provided, Further, That the appropriation provided in Item 3 of this Section for the purchase of Rose Hill shall be available only after sufficient additional funds for the purchase of the property has been raised by contributions.

SECTION 54

Clemson Agricultural College (Public Service Activities)

Item 1. Agricultural Research	\$ 795,362.00
Item 2. Fertilizer Inspection and Analysis	85,021.00
Item 3. Extension Division	1,063,000.00

Item 4. Livestock Sanitary Work ..	257,468.00
Item 5. Camp Bob Cooper	2,400.00
Item 6. Camp Long	2,400.00
Item 7. Camp Harry Daniel	2,400.00
Item 8. Home Economics Research.	20,000.00

TOTAL (Clemson Agricultural College—Public Service Activities) \$ 2,228,051.00

Provided, That the Agricultural Research Division of Clemson College shall remit to the State Treasurer all revenues, including funds derived from the sale of farm products, for credit to a special account in the State Treasury for Agricultural Research Work, and that such funds may be withdrawn from the State Treasury, as needed, for the use of the Agricultural Research Division.

Provided, Further, That out of the appropriation provided in this section for Agricultural Research the sum of \$20,000, if so much be necessary, shall be used for research related to forest pests and the control of same, and whatever amount is deemed necessary shall be used in Poultry Research.

SECTION 55

State Soil Conservation Committee

For Administration:

A. Personal Service:

A-1. Salaries:

Executive Secretary	\$ 7,500.00
Clerk-Stenographer	2,800.00
For Salary Adjustments	618.00

A-3. Special Payments:

Per Diem:

Members State Committee ...	300.00
Clerical Help	300.00
Election Managers	400.00

B. Contractual Services:

B-2. Travel	11,500.00
B-3. Telegraph and Telephone ..	600.00
B-5. Printing and Advertising ..	700.00

C. Supplies:

C-4. Office Supplies	600.00
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G. Equipment:

G-1. Office Equipment	300.00
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Total (State Soil Conservation Com- mittee)	\$ 25,618.00
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SECTION 56

Department of Labor

Item 1. For Administration:

Office of the Commissioner:

A. Personal Service:

A-1. *Salaries:*

Commissioner	\$ 9,500.00
Investigation Supervisor	4,950.00
Secretary to Commissioner	3,432.00
Bookkeeper	3,432.00
Senior Conciliator	5,244.00
Junior Conciliator	4,766.00
Junior Conciliator	4,620.00

Division of Inspection:

Director of Inspection and Dep- uty Commissioner	5,200.00
Secretary to Director	3,432.00
Clerks (2)	5,200.00
Inspectors	48,625.00

Division of Standards and Statistics:

Director of Standards and Sta- tistics	5,005.00
Secretary to Director	2,574.00
Statistician	3,432.00
Clerks (2)	4,964.00

A-3. Special Payments:

Clerical Help	300.00
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B. Contractual Services:

B-2. Travel	32,000.00
B-3. Telephone and Telegraph	1,200.00
B-4. Repairs	500.00
B-5. Printing and Advertising	660.00

C. Supplies:		
C-4. Office Supplies	3,000.00	
C-8. Motor Vehicle Supplies ...	540.00	
C-11. Other Supplies	100.00	
D. Fixed Charges and Contributions:		
D-1. Rents	76.00	
D-2. Insurance	100.00	
D-3. Contributions:		
Association Dues	75.00	
Fair Exhibits	400.00	
G. Equipment:		
G-1. Office Equipment	350.00	
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Total Item 1 (For Administration)		\$ 153,677.00
Item 2. Division of Safety:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Safety Director	\$ 5,005.00	
Safety Engineers	13,425.00	
Secretary	3,219.00	
<hr/>		
Total Item 2 (Division of Safety) ..		\$ 21,649.00
For Salary and Wage Adjustments ..		\$ 7,591.50
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TOTAL (Department of Labor)		\$ 182,917.50

SECTION 57

South Carolina Employment Security Commission

The salaries of the South Carolina Employment Security Commissioners are hereby fixed at Seven Thousand Two Hundred (\$7,200-.00) Dollars each. Other salaries in this department may be increased up to 6%.

SECTION 58

South Carolina Industrial Commission

Item 1. Administration:

A. Personal Service:

A-1. *Salaries:*

Administrative:

Commissioners (5)	\$ 47,500.00
Administrative Assistant ...	6,958.00

Secretaries (5)	15,585.00
Reporters (5)	23,235.00
Secretary	3,689.00
Senior Stenographer	3,117.00
Bookkeeper	3,960.00
Coverage:	
Secretary	2,957.00
Senior Stenographer	2,602.00
Senior Clerk	3,003.00
Senior Clerk	2,603.00
Claims:	
Claims Examiner	6,000.00
Senior Stenographer	3,300.00
Senior Clerk	2,603.00
Senior Clerk	2,210.00
Clerical:	
Senior Clerks (2)	6,234.00
Junior Clerk	2,603.00
Junior Clerk	2,445.00
Clerk-Typist	2,210.00
Medical:	
Medical Consultant	2,174.00
Senior Stenographer	3,117.00
Safety:	
Senior Safety Engineer	5,064.00
Junior Safety Engineer	4,180.00
Statistical:	
Supervisor of Statistics and	
Claims	4,800.00
Statistician	3,289.00
Assistant Statistician	3,089.00
Machine Operator	2,774.00
State Fund:	
Director	6,897.00
Claims Investigator	4,529.00
Claims Investigator	3,800.00
Senior Stenographer	3,117.00
Senior Stenographer	3,117.00
Senior Clerk	2,602.00
Senior Payroll Auditor	4,529.00

Junior Payroll Auditor	3,900.00	
Investigator-Auditor	4,700.00	
Other Services:		
Mail Clerk	2,603.00	
Switchboard Operator	2,431.00	
A-3. Special Payments:		
Clerical Help	3,000.00	
For Salary and Wage Adjust- ments	9,680.00	
B. Contractual Services:		
B-2. Travel	19,500.00	
B-3. Telegraph and Telephone . .	3,300.00	
B-4. Repairs	1,400.00	
B-5. Printing and Advertising . .	1,000.00	
C. Supplies:		
C-4. Office Supplies	16,000.00	
C-8. Motor Vehicle Supplies . . .	5,000.00	
D. Fixed Charges and Contributions:		
D-1. Rents	6,000.00	
D-2. Insurance, Workmen's Comp. and Bonds	1,000.00	
D-3. Contributions	300.00	
G. Equipment:		
G-1. Office Equipment	2,000.00	
G-4. Motor Vehicles and Equip- ment	2,500.00	
TOTAL (S. C. Industrial Commission)		\$ 284,206.00

SECTION 59

Wildlife Resources Department

Item 1. Administrative Division:

A. Personal Service:

A-1. *Salaries:*

Commissioners	\$ 700.00
Administrative Assistant	7,208.00
Information Assistant	4,725.00
Education Assistant	5,500.00
Secretaries (2)	7,750.00

A-3. Special Payments:

Clerical Help	1,250.00
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B. Contractual Services:

B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	800.00
B-4. Repairs	600.00
B-5. Printing and Advertising ..	10,000.00

C. Supplies:

C-4. Office Supplies	1,950.00
C-7. Educational Supplies	3,000.00
C-8. Motor Vehicle Supplies	1,500.00

D. Fixed Charges and Contributions:

D-2. Insurance	350.00
D-3. Contributions and Dues ...	250.00
D-4. Other Fixed Charges— Surveys	250.00
D-5. Exhibits	1,000.00

G. Equipment:

G-1. Office Equipment	500.00
G-4. Motor Vehicle Equipment ..	2,400.00
G-7. Educational Equipment	2,000.00

Total (Item 1) Administrative	\$	54,733.00
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Item 2. Division of Game:

A. Personal Service:

A-1. *Salaries:*

Director (Chief Game Warden) \$	8,580.00
Chief Clerk	5,500.00
Secretary-License Clerk	4,051.00
Deputy Chief Clerk	4,290.00
Clerk-Bookkeeper	3,300.00
Senior Stenographer	3,575.00
Senior Stenographer	3,575.00

A-2. Wages	2,145.00
Extra Clerical Help	1,200.00
For Salary and Wage Adjust- ments	1,061.00

B. Contractual Services:

B-1. Freight, Express and De- liveries	150.00
B-2. Travel	3,000.00
B-3. Telegraph and Telephone ..	700.00
B-4. Repairs	650.00

B-5. Printing and Advertising ..	250.00	
B-7. Other Contractual Services ..	400.00	
C. Supplies:		
C-4. Office Supplies	2,000.00	
C-12. Other Supplies (Licenses Forms, Etc.)	5,000.00	
D. Fixed Charges and Contributions:		
D-2. Insurance and Bonds	500.00	
G. Equipment:		
G-1. Office Equipment	350.00	
		<hr/>
Total (Item 2) Division of Game ..		\$ 50,277.00
Item 3. Division of Commercial Fisheries:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 6,435.00	
Auditor	4,800.00	
Secretary and Bookkeeper	3,786.00	
District Inspectors	28,400.00	
Stenographer	2,640.00	
A-2. Wages	400.00	
For Salary and Wage Adjust- ments	2,593.00	
A-3. Special Payments:		
Clerical Help	500.00	
Operation Patrol Boats and Air- plane Hire	2,950.00	
Legal Services	200.00	
Oyster and Clam Culture	400.00	
B. Contractual Services:		
B-2. Travel	12,100.00	
B-3. Telegraph and Telephone ..	600.00	
B-4. Repairs	2,000.00	
B-5. Printing and Advertising ..	25.00	
B-6. Water, Heat, Light and Power	300.00	
B-7. Other Contractual Services.	50.00	
C. Supplies:		
C-1. Food Supplies	200.00	
C-4. Office Supplies	2,000.00	

C-5. Household, Laundry, Janitorial	25.00	
C-6. Medical Supplies	10.00	
C-8. Motor Vehicle Supplies	5,000.00	
C-10. Clothing and Dry Goods ..	400.00	
C-11. Maintenance Supplies	1,000.00	
D. Fixed Charges and Contributions:		
D-1. Rents	800.00	
D-2. Insurance	850.00	
G. Equipment:		
G-1. Office Equipment	450.00	
G-4. Motor Vehicle Equipment ..	5,000.00	
<hr/>		
Total (Item 3) Division of Commercial Fisheries		\$ 83,914.00
Item 4. Bears Bluff Laboratories:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Director	\$ 7,865.00	
Research Assistants (2)	9,672.00	
Maintenance Supervisor	3,575.00	
Secretary-Bookkeeper	2,691.00	
For Salary Adjustments	1,428.00	
A-2. Wages	2,286.00	
A-3. Special Payments	3,000.00	
Shrimp Survey	12,000.00	
B. Contractual Services:		
B-2. Travel	350.00	
B-3. Telegraph and Telephone ..	492.00	
B-4. Repairs	300.00	
B-5. Printing and Advertising ...	400.00	
B-6. Water, Heat, Light and Power	345.00	
B-7. Other Services	25.00	
C. Supplies:		
C-1. Food Supplies	75.00	
C-2. Fuel Supplies	200.00	
C-4. Office Supplies	250.00	
C-5. Household, Laundry and Janitorial Supplies	100.00	

C-6. Medical Supplies	10.00
C-8. Motor Vehicle Supplies ..	700.00
C-11. Maintenance Supplies	900.00
C-12. Other Supplies	200.00
D. Fixed Charges and Contributions:	
D-2. Insurance	400.00
G. Equipment:	
G-1. Office Equipment	100.00
G-3. Household Equipment	100.00
G-8. Other Equipment	100.00
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Total (Item 4) Bears Bluff Labora-	
tories	\$ 47,564.00
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TOTAL (Wildlife Resources Depart-	
ment)	\$ 236,488.00

Provided, That the total amount of appropriations made in items one and two of this section shall be transferred from the revenues of this department to the general fund of the State for payment of the appropriations made in said items.

Provided, Further, That no funds belonging to the counties of the State, now on hand or hereafter accruing to the counties, shall be expended except on approval of a majority of the respective county delegations, including the Senator.

Provided, Further, That no transfer of funds shall be permitted by the State Budget and Control Board from the game and fish revenues to supplement or increase the appropriations provided in this section, it being the intent of the General Assembly that the remainder of the game and fish revenues shall be expended only for the actual protection and propagation of game and fish in the State.

Provided, Further, That any member of the armed forces of the United States, on active duty, who is on furlough or leave, shall, upon presentation of his official furlough or leave papers, be allowed to fish or hunt without purchasing a fishing or hunting license, or permit.

Provided, Further, That any person found mentally and physically qualified may be appointed as a Game Warden.

SECTION 60**Board of Bank Control****Item 1. Board of Bank Control:****A. Personal Service:****A-1. Salaries:**

Secretary	\$ 4,770.00
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A-3. Special Payments:

Per Diem of Board	550.00
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Official Expense Allowance—	
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Chairman	636.00
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B. Contractual Services:

B-2. Travel	1,000.00
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D. Fixed Charges and Contributions:

D-1. Rent	18.00
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Total (Item 1) Board of Bank Control	
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\$ 6,974.00

Item 2. Examining Division:**A. Personal Service:****A-1. Salaries:**

Chief Bank Examiner	\$ 10,000.00
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Assistant Chief Bank Examiner	7,500.00
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Assistant Examiners	49,000.00
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Secretary	4,443.00
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Stenographer	4,004.00
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Stenographer	3,746.00
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A-3. Special Payments:

Clerical Help	1,500.00
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For Salary Adjustments	4,812.00
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B. Contractual Services:

B-2. Travel	26,500.00
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B-3. Telegraph and Telephone ..	1,200.00
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B-4. Repairs	400.00
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B-5. Printing and Advertising ..	50.00
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B-7. Other Contractual Services ..	1,200.00
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C. Supplies:

C-4. Office Supplies	1,550.00
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D. Fixed Charges and Contributions:

D-1. Rents	18.00
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D-2. Insurance	137.50
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D-3. Contributions	230.00
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G. Equipment:

G-1. Office Equipment 1,000.00

Total (Item 2) Examining Division \$ 117,290.50

Item 3. Small Loan Division:

A. Personal Service:

A-1. *Salaries*:

Director\$ 9,000.00

Assistant Director 7,500.00

Examiners 31,300.00

Secretary 4,400.00

For Salary and Wage Adjust-
ments 2,844.00

A-3. Special Payments:

Per Diem of Board 500.00

Official Expense Allowance—
Chairman 1,590.00

Secretary of Board 636.00

Hearing Fees 1,000.00

B. Contractual Services:

B-2. Travel 23,000.00

B-3. Telegraph and Telephone .. 600.00

B-4. Repairs 200.00

B-5. Printing and Advertising .. 500.00

C. Supplies:

C-4. Office Supplies 3,500.00

D. Fixed Charges and Contributions:

D-1. Rents 1,746.00

D-2. Insurance 60.00

D-3. Contributions 100.00

G. Equipment:

G-1. Office Equipment 1,500.00

Total (Item 3) Small Loan Division \$ 89,976.00

TOTAL (Board of Bank Control) .. \$ 214,240.50

Provided, That the Board of Bank Control shall fix the examination fees of banks, depositories, and building and loan associations on a scale which will yield sufficient revenue to defray the entire expenses of one examination per year for each bank, depository, and building and loan association.

SECTION 61

Public Service Commission

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries:*

Chairman	\$ 8,395.00
Commissioners (6)	48,972.00
Executive Secretary	7,000.00
Asst. Secretary	4,650.00
Director of Rate Bureau	8,590.00
Secretary to Rate Bureau	4,790.00
Director of Communications ..	6,500.00
Assistant Director	6,500.00
Accountant	5,500.00
Stenographers (2)	7,759.00
Engineer	6,000.00
Official Reporters (2)	10,116.00

A-2. Wages 2,056.00

A-3. Special Payments:

Expense Allowance—Attorney. 1,500.00

B. Contractual Services:

B-2. Travel	10,000.00
B-3. Telegraph and Telephone ..	2,000.00
B-4. Repairs	100.00
B-5. Printing and Advertising ..	100.00

C. Supplies:

C-4. Office Supplies 2,000.00

D. Fixed Charges and Contributions:

D-1. Rents	1,666.67
D-2. Insurance	300.00
D-3. Contributions	875.00

G. Equipment:

G-1. Office Equipment 200.00

Total (Item 1) For Administration	\$ 145,569.67
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Item 2. Motor Transport Division:

A. Personal Service:

A-1. *Salaries:*

Director	\$ 7,202.00
Office Assistant	4,680.00

Chief Clerk	4,420.00	
Cashier	4,680.00	
Insurance Clerk	3,276.00	
Stenographer	3,822.00	
Steno-Clerk	3,562.00	
Steno-Clerk	3,094.00	
Clerk	2,756.00	
Chief Inspector	4,680.00	
Inspectors	80,444.00	
For Salary Adjustments	7,357.00	
A-3. Special Payments:		
Experts, Investigations and Extra Clerical Help	700.00	
B. Contractual Services:		
B-2. Travel	53,400.00	
B-3. Telegraph and Telephone ..	1,760.00	
B-4. Repairs	200.00	
B-6. Water, Heat, Light and Power	21.00	
C. Supplies:		
C-4. Office Supplies	4,000.00	
C-12. Other Supplies (License Plates)	1,550.00	
D. Fixed Charges and Contributions:		
D-1. Rents	1,680.00	
D-2. Insurance	879.00	
G. Equipment:		
G-1. Office Equipment	360.00	
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Total (Item 2) Motor Transport Division		\$ 194,523.00
Item 3. Utilities Division:		
A. Personal Service:		
A-1. Salaries:		
Director	\$ 7,200.00	
Assistant Director	6,500.00	
Accountant	5,000.00	
Engineers (2)	12,000.00	
Field Inspector	5,450.00	
Typist	1,667.00	
Stenographers (2)	7,409.00	

B. Contractual Services:

B-2. Travel 6,000.00

B-3. Telegraph and Telephone .. 600.00

For additional experts, expenses
of witnesses, supplies, travel
and other necessary ex-
penses 5,000.00

Total (Item 3) Utilities Division .. \$ 56,826.00

TOTAL (Public Service Commission) \$ 396,918.67

Provided, That the appropriation for Item 3 of this Section shall be assessed against and collected from the electric light and power companies, operating in this State and shall be based upon the gross revenues of said companies from their business done wholly within the State of South Carolina as is set out in Section 58-60 of the Code of Laws of South Carolina, 1952.

Provided, Further, That all public service companies doing business in this State, shall, on or before June 30, 1960, furnish the Comptroller General in such form as he may require, a statement setting forth the gross income of such public service company for the year ending December 31, 1959.

Provided, Further, That telephone companies are authorized to furnish free telephone service for official business to the Public Service Commission.

Provided, Further, That the Motor Transport Division of the Public Service Commission is hereby authorized to make refunds of fees which were erroneously collected.

Provided, Further, That the Commission, within its discretion, may prorate and adjust any portion or all of the license fees for D, E, and F certificate holders as between vehicles and units of various types.

SECTION 62

South Carolina Aeronautics Commission

Item 1. For Administration:

A. Personal Service:

A-1. *Salaries*:

Director\$ 8,470.00

Assistant Director 5,720.00

Secretary to Commission 3,003.00

Office Manager	4,290.00	
Stenographer	2,688.00	
A-2. Wages:		
Janitor	1,520.00	
A-3. Special Payments	6,500.00	
Total (Item 1) For Administration.		\$ 32,191.00
Item 2. For Regulation, Training and Inspection:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Flight Inspector	\$ 5,005.00	
Educational Director	5,005.00	
Total (Item 2) For Regulation, Training and Inspection...		\$ 10,010.00
Item 3. For Airport Maintenance:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Chief Supervisor	\$ 5,505.00	
Electrician	3,360.00	
Machine Operators	15,015.00	
A-2. Wages:		
Laborers	3,564.00	
Temporary Help	3,495.00	
Total (Item 3) For Airport Main- tenance		\$ 30,939.00
Item 4. For Equipment Maintenance:		
A. Personal Service:		
A-1. <i>Salaries</i> :		
Shop Foreman	\$ 3,890.00	
Mechanic	3,360.00	
Total (Item 4) For Equipment Maintenance		\$ 7,250.00
Item 5. For Operation:		
B. Contractual Services:		
B-2. Travel	\$ 9,500.00	
B-3. Telegraph and Telephone ..	2,700.00	

B-4. Repairs	7,000.00	
B-5. Printing and Advertising ..	1,000.00	
B-6. Water, Heat, Light and Power	6,500.00	
B-7. Other Contractual Services.	5,000.00	
C. Supplies:		
C-4. Office Supplies	2,300.00	
C-8. Motor Vehicle Supplies	6,000.00	
C-11. Other Supplies	1,000.00	
D. Fixed Charges and Contributions:		
D-1. Rents	50.00	
D-2. Insurance	5,500.00	
D-3. Contributions	150.00	
G. Equipment:		
G-1. Office Equipment	500.00	
G-4. Motor Vehicles and Equip- ment	10,000.00	
Total (Item 5) For Operation		\$ 57,200.00
Item 6. Maintenance and Improve- ments of Airports		\$ 35,000.00
Item 7. Special Maintenance Fund for State System Airports:		
A. Personal Service:		
A-1. <i>Salaries:</i>		
Resident Maintenance Super- visors		\$ 12,673.00
For Salary and Wage Adjustments ..		3,776.00
Item 8. State Aid for Airport Development:		
Newberry County	\$ 9,000.00	
Darlington County	40,000.00	
Chester County	9,000.00	
Total (Item 8) For Airport Develop- ment		\$ 58,000.00
TOTAL (South Carolina Aeronautics Commission)		\$ 247,039.00

Provided, That the funds appropriated in Item 6 of this section shall be used only to maintain existing facilities in the State Airports System.

SECTION 63

State Development Board

For Administration:

A-1. *Salaries:*

Director	\$ 15,600.00
Assistant Director	12,000.00
Administrative Assistant	5,500.00
Industrial Agent	7,500.00
Senior Stenographer	3,190.00
Supply Room Clerk	2,100.00
Chief of Research and Field Man	9,500.00
Secretary to Assistant Director	3,718.00
Senior Stenographer	3,190.00
Senior Stenographer	3,190.00
Junior Accountant	4,500.00
Geological Services	33,790.00
Field Men	60,000.00
Agricultural and Internal In- dustries Division	34,000.00
Travel and Information Division	20,000.00

A-3. *Special Payments:*

Board Members (5)	2,000.00
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B. *Contractual Services:*

B-1. Freight, Express and De- liveries	500.00
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B-2. Travel and Promotional Activities	22,000.00
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B-3. Telegraph and Telephone ..	10,000.00
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B-4. Repairs	3,000.00
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B-5. Printing, Binding and Ad- vertising:	
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Industrial	115,000.00
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Tourist	60,000.00
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B-7. Other Contractual Services ..	38,000.00
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C. *Supplies:*

C-4. Office Supplies	8,000.00
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C-7. Educational Supplies	800.00
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C-8. Motor Vehicle Supplies	5,000.00
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C-12. Other Supplies	150.00
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D. Fixed Charges and Contributions:

D-1. Rents	300.00
D-2. Insurance	1,700.00
D-3. Contributions	50.00

G. Equipment:

G-1. Office Equipment	10,000.00
G-2. Motor Vehicle Equipment ..	10,000.00
Additional Operating Expenses	40,000.00
G-8. Other Equipment	300.00

TOTAL (State Development Board) \$ 544,578.00

SECTION 64**Civil Defense Agency****For Administration:****A. Personal Service:****A-1. Salaries:**

Director	\$ 9,000.00
Deputy Director	6,600.00
Operations Officer	5,500.00
Public Information Officer	6,000.00
Public Education and Women's Activities	4,500.00
Steno-Auditor	3,550.00
Secretary	3,150.00
Steno-Clerk	3,000.00
Field Representatives	4,800.00
For Salary and Wage Adjust- ments	2,298.00

A-2. Wages Part-time

1,500.00

A-3. Special Payments (Consul-
 tants and Instructors for
 Special Training)

1,000.00

B. Contractual Services:

B-1. Freight, Express and De-
 liveries

500.00

B-2. Travel

4,000.00

B-3. Telegraph and Telephone ..

2,400.00

B-4. Repairs

500.00

B-5. Printing, Binding and Ad-
 vertising

500.00

B-7. Other Contractual Services..

250.00

C. Supplies:	
C-4. Office Supplies	1,000.00
C-7. Educational Supplies	150.00
C-8. Motor Vehicle Supplies	1,000.00
C-12. Other Supplies	250.00
D. Fixed Charges and Contributions:	
D-1. Rents	200.00
D-2. Insurance	365.00
D-3. Contributions and Dues	250.00
G. Equipment:	
G-1. Office Equipment	500.00
G-8. Other Equipment	2,500.00
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TOTAL (Civil Defense Agency)	\$ 65,263.00

SECTION 65

Miscellaneous Appropriations

Item 1. To the Workmen's Compensation Fund to cover Compensation Insurance for State employees	\$ 125,000.00
Item 2. Woodrow Wilson Home—Maintenance Repairs	650.00
Item 3. Rocky Bottom Camp	2,400.00
Item 4. Regional Education Board:	
Scholarships	260,500.00
Administration	4,100.00
Item 5. Atlantic States Marine Fisheries Commission Dues	900.00
Item 6. South Carolina School Committee	25,000.00
Item 7. Alcoholic Rehabilitation Center	45,000.00
Item 8. Committee to Study the Use of Television in the Public Schools, and the Feasibility of Operating a Pilot School	643,000.00
Item 9. Poet Laureate	600.00
Item 10. Confederate War Centennial Commission	25,000.00
Item 11. Tax Study Committee	15,000.00

Item 12. For Off-Campus University Centers	35,000.00
Item 13. Highway Department-Beach Erosion	100,000.00
Item 14. To match other funds provided for purchase by the State of a collection of the works of William Gilmore Sims	5,000.00
Item 15. For an Expanded Program of Research	250,000.00
Item 18. Judicial Council	1,500.00
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6. TOTAL (Miscellaneous Appropriations)	\$ 1,538,650.00

Provided, That warrants for the disbursement of the appropriation in Item 5 of this section shall be approved by the Executive Committeeman from South Carolina.

Provided, Further, That of the amount appropriated in Item 4 of this section whatever amount may be necessary and available may be used by the State Board for paying the actual difference between State and Out-of-State tuition fees for non-contract students, not to exceed, however, the sum of \$350.00 for any medical or dental student, nor the sum of \$300.00 for any student of veterinary medicine or landscape architecture. *Provided, Further,* That when any such non-contract student is approved by the State Board the payment provided herein shall be made directly to the institution or school involved for the account of such student.

Provided, Further, That out of the amount appropriated in Item 4 of this Section for scholarships, a sum not in excess of \$60,000.00, may be used by the South Carolina Regional Educational Board to provide scholarships at out-of-State institutions, in courses not available at the South Carolina State College, but which are available at other State Institutions of Higher Learning which applicants for such scholarships are legally ineligible to attend. The amount of such scholarships shall not exceed the difference between the tuition charge at the South Carolina State College and the tuition fee charged by such out-of-State Institutions.

Provided, That the beach erosion work shall be done by the State Highway Department.

Provided, Further, That funds provided in Item 12 of this section shall be allotted by the Board of Trustees of the University of South Carolina to the University and to the various off-campus centers on an equitable cost basis, to be approved by the State Budget and Control Board.

Provided, Further, That funds provided in Item 15 of this section shall be allotted by the State Budget and Control Board.

Provided, That the funds appropriated in Item 8 of this section shall be expended only with the approval of the State Budget and Control Board.

SECTION 66

Contributions

Item 1. Association of the Blind	\$ 25,000.00
Permanent Improvements	10,000.00
Item 2. Confederate Museum	100.00
Item 3. Spanish War Veterans	1,000.00
Item 4. Council State Governments	8,750.00
Item 5. Carolina Orphan Home	25,000.00
Item 6. Oakley Park Red Shirt Shrine	1,800.00
Item 7. Commission on Uniform State Laws	850.00
Item 8. The Florence Crittenten Home (Charleston)	4,500.00
Item 9. Civil Air Patrol	15,000.00
TOTAL (Contributions)	\$ 92,000.00

Provided, That of the amount appropriated in Item 6 \$800.00 shall be used for Permanent Improvements.

SECTION 67

Aid to Subdivisions

Item 1. Aid to Counties:	
Income Tax	\$ 3,225,000.00
Alcoholic Liquors Tax	1,900,000.00
Beer and Wine Tax	504,000.00
Insurance Tax	1,195,000.00
Bank Tax	200,000.00
Gasoline Tax	6,750,000.00
Total (Item 1) Aid to Counties	\$13,774,000.00

Item 2. Aid to Municipalities:

Alcoholic Liquors Tax	\$ 1,425,000.00
Beer and Wine Tax	576,000.00
Insurance Tax	135,000.00
Bank Tax	100,000.00
Motor Transport Fees	635,000.00
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Total (Item 2) Aid to Municipalities	\$ 2,871,000.00
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TOTAL (Aid to Subdivisions)	\$16,645,000.00

Provided, That the above revenues shall be deposited in the General Fund of the State, and notwithstanding the amounts appropriated in the various items of this section, shall be allocated and paid to the Counties and Municipalities of the State in conformity with the percentages or proportions of such revenues prescribed by law.

SECTION 68

State Highway Department

For Operation, Maintenance and Construction \$55,039,000.00

Provided, That the State Highway Department is hereby authorized to spend all cash balances brought forward from the previous year and all income including Federal Funds and proceeds from bond sales accruing to the State Highway Department, but in no case shall the expenditures of the State Highway Department exceed the amount of cash balances brought forward from the preceding year plus the amount of all income including Federal Funds and proceeds from bond sales.

Provided, Further, That the State Highway Department, with the approval of the State Treasurer, is hereby authorized to set up with the State Treasurer such special funds out of State Highway funds as may be deemed advisable for proper accounting purposes.

Provided, Further, That the State Highway Department is hereby authorized to provide reasonable aid or assistance to its regular employees in moving their personal effects from one town or place to another town or place where their headquarters are so moved in the course of the business of the Department.

Provided, Further, That the State Highway Department is hereby authorized to secure bonds and insurance covering such activities of the Department as may be deemed proper and advisable, due consideration being given to the security offered and the service of claims.

Provided, Further, That the State Highway Department is hereby authorized to own and maintain roadside parks adjacent to State highways, provided that no State Highway funds shall be used for the acquisition of lands for such roadside parks, and *Provided, Further,* That this authorization shall not serve to broaden the liability of the State Highway Department for damages to persons or property to include any damages which may be suffered by any person, firm or corporation, occurring within such roadside parks or by reason of the ownership and maintenance of same by the State Highway Department.

Provided, Further, That the State Highway Department may set aside and deposit in its name the sum of three hundred fifty thousand dollars as a revolving fund, and all payments from such fund shall be restored to the fund by vouchers drawn on the Comptroller General against the State Highway fund.

Provided, Further, That the State Highway Department is authorized to pay the cost of lighting the Gervais Street Bridge, between Columbia and West Columbia.

Provided, Further, That the State Highway Department is hereby authorized to charge a fee of thirty cents postage for every vehicle license mailed to the owner.

Provided, Further, That any wartime disabled veteran who is entitled to compensation for the loss, or loss of use of, one or both legs and is also entitled to a special monthly statutory award by reason thereof may make application for registration and license of his personal motor vehicle to the Department without accompanying such application with the usual fee for registration and license of a vehicle of similar type. The Department shall issue license plates upon the receipt of such application made under oath and in such form as may be required.

Provided, Further, That maintenance employees of the State Highway Department shall receive a wage of not less than \$1.00 per hour.

Provided, Further, That the State Highway Department shall pay into the General Fund of the State the sum of \$242,000.00 as its proportionate share of the cost of administration of the following departments:

State Treasurer's Office	\$ 20,000.00
Comptroller General's Office	24,000.00
Attorney General's Office	75,000.00
State Budget and Control Board:	
Purchasing Division	20,000.00

State Tax Commission:	
Collection of Highway Revenue	103,000.00
Total	\$242,000.00

SECTION 69

Recapitulation

Maintenance and Operation:

Section 3. Legislative Department	\$ 761,108.00
Section 4. Judicial Department	606,419.80
<i>Executive and Administrative Division</i>	
Section 5. Governor's Office	676,032.50
Section 6. Lieutenant Governor's Office	1,800.00
Section 7. Secretary of State	68,470.85
Section 8. Comptroller General	691,939.50
Section 9. Attorney General	308,892.00
Section 10. State Treasurer	2,319,179.96
Section 11. Adjutant General	202,207.28
Section 12. University of South Carolina	3,479,003.00
Section 13. The Citadel	1,578,150.00
Section 14. Clemson College (Collegiate Activities)	3,080,984.00

Educational Division

Section 15. Winthrop College	1,389,481.00
Section 16. State Medical College	2,415,841.00
Section 17. S. C. State College	1,527,778.14
Section 18. John de la Howe School	205,840.00
Section 19. School for the Deaf and the Blind	531,777.00
Section 20. State Superintendent of Education	68,950,636.00
Section 21. South Carolina Opportunity School	164,926.00
Section 22. State Agency of Vocational Rehabilitation	400,000.00
Section 23. State Educational Finance Commission	20,048,697.30
Section 24. State Library Board	106,241.00
Section 25. State Schoolbook Commission	66,426.00
Section 26. Archives Department	89,110.50
Section 27. State Library	10,935.20
Section 28. Confederate Relic Room	3,571.30

Correctional and Welfare Division

Section 29. Department of Public Welfare	7,871,000.00
Section 30. S. C. Mental Health Commission	247,135.20
Section 31. State Hospital	7,054,220.00
Section 32. Pineland Training School	425,339.00
Section 33. Whitten Village	2,138,974.00

Section 34.	South Carolina Sanatorium	1,291,572.00
Section 35.	Children's Bureau	94,294.52
Section 36.	Probation, Parole and Pardon Board ...	348,322.00
Section 37.	State Penitentiary	1,175,100.00
Section 38.	State Industrial Schools' Board	40,355.00
Section 39.	Industrial School for Boys	297,212.00
Section 40.	Industrial School for Girls	130,770.00
Section 41.	John G. Richards Industrial School	183,472.00
Section 42.	Industrial School for Negro Girls	85,366.00
Section 43.	State Budget and Control Board	11,474,967.00
Section 44.	Board of Health	2,725,003.00
Section 45.	Water Pollution Control Authority	78,281.00
Section 46.	State Dairy Commission	72,000.00
Section 47.	Tax Commission	3,197,875.10

Regulatory Division

Section 48.	Insurance Commissioner	\$ 199,789.00
Section 49.	Contractors' Licensing Board	29,996.00
Section 50.	State Service Bureau	278,396.00
Section 51.	Department of Agriculture	540,486.00
Section 52.	State Agricultural Marketing Commission	61,587.00
Section 53.	State Forestry Commission	2,193,887.00
Section 54.	Clemson College (Public Service Activities)	2,228,051.00
Section 55.	State Soil Conservation Committee	25,618.00
Section 56.	Department of Labor	182,917.50
Section 58.	Industrial Commission	284,206.00
Section 59.	Wildlife Resources Department	236,488.00
Section 60.	Board of Bank Control	214,240.50
Section 61.	Public Service Commission	396,918.67
Section 62.	Aeronautics Commission	247,039.00
Section 63.	State Development Board	544,578.00
Section 64.	Civil Defense Agency	65,263.00

Miscellaneous Division

Section 65.	Miscellaneous Appropriations	\$ 1,538,650.00
Section 66.	Contributions Division	92,000.00
Section 67.	Aid to Subdivisions	16,645,000.00

Total General Fund	\$174,621,815.82
Section 68. Highway Department	55,039,000.00

GRAND TOTAL\$229,660,815.82

SECTION 70**Permanent Improvements**

The following sums of money, if so much be necessary, are hereby appropriated to the institutions, and in the amounts, named below from the General Fund of the State, from revenues collected or accruing during the fiscal year 1959-60.

Item 1. The Industrial School for Girls:	
For Dormitories	\$ 200,000.00
Item 2. John G. Richards Industrial School:	
New Dairy Barn and Remodel Present Dairy Building for storage and vocational training	\$ 30,000.00
For Administration Building and Record Storage	25,000.00
Dormitory	75,000.00
Item 3. The South Carolina Sanatorium:	
Ground level water storage tank and pump	\$ 25,000.00
Chapel and Library Building	60,000.00
Item 4. The South Carolina Penitentiary:	
For Capital Improvements	\$ 1,000,000.00
Item 5. The Forestry Commission:	
Sanitary Facilities for Tower Dwellings	\$ 60,000.00
Item 6. Winthrop College:	
For Major Renovations	\$ 416,000.00
Item 7. Alcoholic Rehabilitation Center—Hospital	\$ 75,000.00
Item 8. Future Farmers of America Camp—Cherry Grove Beach—	
To Complete Camp Facilities	\$ 40,000.00
Item 9. Area Trade Schools	
For Renovation of Shop Buildings	\$ 50,000.00

GRAND TOTAL \$ 2,056,000.00

Provided, That the expenditure of all funds appropriated in this section shall be approved by the State Budget and Control Board.
Provided, Further, That the State Budget and Control Board is authorized to transfer funds within the amounts provided for the respective institutions from one project to another.

Provided, Further, That the Alcoholic Rehabilitation Center Hospital provided for in Item 7 shall not be put into operation before July 1, 1961.

Provided, Further, That to supplement the amount appropriated in Item 1 of the above Section, the Industrial Schools Board may use up to \$25,000.00 of funds heretofore derived from the sale of timber from the lands of this Institution.

SECTION 71. The expenditure of moneys appropriated in this Act shall be by warrant requisitions directed to the Comptroller General. Upon receipt of the requisition, accompanied by invoices or other satisfactory evidence of the propriety of the payment, and itemized according to standard budget classifications, the Comptroller General shall issue his warrant on the State Treasurer to the payee designated in the requisition. *Provided, However,* That, upon approval and designation by the State Budget and Control Board, state institutions may requisition funds in favor of their own treasurer, itemized only to the extent of the purpose of the appropriation as expressed in this Act, and may deposit such funds in the name of the institution, and disburse same by check to meet the purposes of the appropriation, but strict account shall be kept of all such expenditures according to standard budget classifications.

SECTION 72. Upon the approval and designation of the State Budget and Control Board, state institutions may, at the beginning of the fiscal year, requisition from their respective appropriations, a sum of money, the amount of same to be approved by the State Budget and Control Board, to be used throughout the year as a revolving fund for the handling of payrolls and other necessary operating expenses, all payments from such revolving funds to be reimbursed to them by regular requisitions on the Comptroller General.

Provided, Further, That at all state institutions where institutional revenue is available for operation, such revenue shall, as far as practicable, be used before appropriations from the State's General Fund are requisitioned; and no funds shall be requisitioned from such appropriation except to meet actual operating obligations of the year for which such appropriations are provided.

SECTION 73. During the fiscal year 1960-61 the State's institutions of higher learning shall maintain rates not less than those charged during the year 1959-60 for tuition, maintenance, and all other costs heretofore borne by those attending the said institutions, except the student activity fee, the amount of which may be fixed by the respective boards of trustees, and in all cases it is hereby required that such institutions shall charge a fee which will fully cover all subside-

ence, laundry, infirmary treatment, and such other personal expenses. *Provided, Further,* That the University of South Carolina, The Citadel, Clemson College, Winthrop College, S. C. State College, the South Carolina Medical College (including revenue of the Medical College Hospital), and the South Carolina Opportunity School shall remit all revenues and income, collected at the respective institutions, to the State Treasurer according to the terms of Section 1 of this Act, but all such revenues or income so collected, except fees received as regular term tuition, matriculation, and registration, shall be carried in a special continuing account by the State Treasurer, to the credit of the respective institutions, and may be requisitioned by said institutions, in the manner prescribed in Section 71 of this Act, and expended to fulfill the purpose for which such fees or income were levied; and it is further required that no such fee or income shall be charged in an amount in excess of what is necessary to supply the service, or fulfill the purpose for which such fee or income was charged. *Provided, Further,* That money derived wholly from athletic or other student contests, and any other funds derived wholly from the activities of student organizations, shall not be considered as State funds, and may be retained at the institutions. *Provided, Further,* That the University of South Carolina may operate its Law School in the summer of 1960, both summer school and summer term, as it may be advised, and retain all additional tuition and other fees charged the law students therefor to aid it in such operation.

SECTION 74. All departments, institutions, and agencies of the State are hereby required and directed to budget and allocate the appropriations herein made to them, so as to provide for operation on uniform standards throughout the fiscal year 1960-61, and in order to avoid a deficiency in such appropriations, and upon request of the Budget and Control Board to submit to the Board its Budget or plan of operation for the year, and the said Board is authorized to restrict the rate of expenditures of such agency if it appears that an unjustifiable deficit is likely to occur. *Provided, Further,* That the bonds of State officials violating the terms of this section shall be held liable therefor, unless the State Budget and Control Board has been advised of, and officially recognizes, the necessity for such deficit.

SECTION 75. Each department, institution, or other agency of the State is authorized to accept and receive such Federal Aid or grants as are or may be made available by the Federal Government for use in carrying out the purposes and functions of the department, institu-

tion or agency, but such funds when and as received, shall be deposited in the state treasury, if not in conflict with Federal regulations, and withdrawn therefrom as needed, in the same manner as that provided for the disbursement of state funds. *Provided*, That any such Federal aid or grant must be approved by the State Budget and Control Board before being accepted by such department, institution or other agency. *Provided, Further*, that donations or contributions from sources other than the Federal Government, for use by any state agency, shall be deposited in the state treasury, but in special accounts, and shall be withdrawn from the treasury as needed to fulfill the purposes and conditions of the said donations, or contributions, if specified, and, if not specified, as may be directed by the proper authorities of the department or institution.

SECTION 76. Except as otherwise provided in this Act, every appropriation under the classification of A-1 Salaries for a designated position shall be paid in monthly or bi-weekly installments to the person holding such position, but where a group appropriation is made for Personal Service, such appropriation shall be expended as may be determined by the officer in charge of such appropriation. *Provided, Further*, That the appropriated salaries for specified positions shall mean the maximum compensation for such position, and in any case where the head of any department can secure the services for a particular position or work at a lower rate than the salary specified in this Act, authority for so doing is hereby given.

Provided, Further, That no full-time employee of any State department or institution shall be paid any compensation or travel from any other department of the State Government except with the approval of the State Budget and Control Board.

SECTION 77. That salaries paid to officers and employees of the State, including its several boards, commissions and institutions shall be in full for all services rendered, and no perquisites of office or of employment shall be allowed in addition thereto, but such perquisites, commodities, services or other benefits shall be charged for at the prevailing local value and without the purpose or effect of increasing the compensation of said officer or employee; *Provided, However*, That this shall not apply to the Governor's Mansion, nor to guards at any of the State's penal institutions and nurses and attendants at the State Hospital, State Training School, and the S. C. Sanatorium, when the cash compensation of such employees is less than \$3,000.00 per year. *Provided, Further*, That the Presidents of the

State's institutions of higher learning may be permitted to occupy a residence on the grounds of such institutions without charge. *Provided, Further,* That the Farm Director, Farm Managers and specialists employed at State Farms Nos. 1 and 3 may be permitted to occupy residences situated on such farms without charge.

Provided, Further, That all salaries paid by State institutions and departments for which a lump sum appropriation is made, and from all departmental appropriations for groups of employees, shall be submitted to and approved by the State Budget and Control Board before becoming effective; and in submitting said salaries for approval of the said Board, the total salary paid to each officer and employee, included in such lump sum or group appropriations, shall be shown; and in any institution or department where one or more salaries are supplemented, the amount of such supplement shall be reported to the said Board for approval, and the source of such supplement.

SECTION 78. That the authorities of all institutions and departments for which a lump sum appropriation is made shall make an itemized report to the State Budget and Control Board of all expenditures at such intervals as may be required by said Board. *Provided, Further,* That no part of such lump sum appropriations shall be used for permanent improvements unless specifically authorized herein.

SECTION 79. That except as otherwise hereinbefore provided the base pay of legislative clerks and attaches, designated in Section 3 of this Act, shall apply to a session of forty legislative days, and that each Clerk and attache shall receive additional compensation for such service at the same rate for each legislative day in excess thereof, the same to be paid from the approved accounts of the respective houses. *Provided, However,* That laborers and porters shall be paid for six days of each week of the entire session. *Provided, Further,* That the salary appropriated under Sec. 3, Item 1, Secretary (Between sessions), and all salaries under Items 5 and 6 shall apply to a period of six months between sessions of the General Assembly, and each Clerk and attache provided for therein shall be paid at the same rate from approved accounts of the respective houses for any period in excess thereof. *Provided, Further,* That no salaries shall be paid under these items during any period when the General Assembly is in regular or special session.

Provided, Further, That for each session of the General Assembly all attaches and/or employees of the General Assembly shall receive as additional compensation an increase of ten per cent over the rate

paid for the 1956 session. Such sums shall be paid from the Approved Accounts of the respective Houses, services to both Houses, and the Legislative Council.

SECTION 80. That all employees of the State of South Carolina or any agency thereof while traveling on the business of the State, shall be allowed the sum of \$10.00 per day as subsistence expenses. No expense shall be allowed an employee either at his place of residence or at the official headquarters of the agency by which he is employed. When an employee is assigned to work a particular territory or district, and such territory or district and his official headquarters are in different localities, or sections of the State, expenses may be allowed for necessary travel to his official headquarters. *Provided*, That members of the State Boards, Commissions or Committees, whose duties are not full time, and who are paid on a per diem basis, shall be allowed subsistence expenses while away from their places of residence on official business of the State. *Provided, Further*, That employees of the State traveling outside of the State on official business, shall be allowed the sum of \$12.50 per day as subsistence expenses, except that the Governor, State Treasurer, and Secretary of State shall be allowed actual expenses. *Provided, Further*, That each Circuit Judge while holding Court within or without the circuit in which he resides, and each Justice of the Supreme Court, while attending the sessions of said Court at Columbia, shall be allowed the sum of fifteen (\$15.00) dollars per day as subsistence expenses, and each Justice and Judge shall further receive such mileage allowance for travel as is provided for other employees of the State. Two members of the Supreme Court shall be allowed actual subsistence and travel expenses while attending the National Convention of Chief Justices. *Provided, Further*, Whenever Agents, Auditors, Investigators, or other such employees of the State, are required in the performance of their regular audit or investigation duties to travel to cities of two hundred fifty (250,000) thousand, or greater, population, such employees shall be allowed the sum of \$2.50 per day additional as subsistence expenses.

The State Budget and Control Board is authorized to promulgate and publish regulations governing the application of the above-provided rates of travel of State employees.

That when an employee of the State shall use his or her personal automobile in traveling on necessary official business, a charge of 7 cents per mile will be allowed for the use of such automobile, and the employee shall bear the expense of supplies and upkeep thereof.

When such travel is by a state-owned automobile, the State shall bear the expense of supplies and upkeep thereof, but no mileage will be allowed. *Provided*, That in traveling on the business of the State, employees are required to use the most economical mode of transportation, due consideration being given to urgency, schedules, and like factors.

SECTION 81. That the Legislative members of the State boards and commissions shall serve in their respective capacities as members of said boards and commissions until their successors shall have been elected or appointed, and qualified.

SECTION 82. That the per diem allowance of all boards, commissions and committees shall be at the rate of Ten (\$10.00) Dollars per day. *Provided*, That no full-time officer or employee of the State shall draw any per diem allowance for service on such boards, commissions or committees.

SECTION 83. That if necessary the board of trustees of State institutions of higher learning may limit the admission of students upon the basis of scholarship standing, or upon any other basis determined upon by the respective boards. *Provided, Further*, That no State scholarships shall be granted by State institutions of higher learning, namely: The University of South Carolina, The Citadel, Clemson College, and Winthrop College.

SECTION 84. That members of the armed forces and federal employees stationed in South Carolina shall have the privilege of sending their children to the State educational institutions for the fees charged to citizens of this State; and where such persons are ordered away from the State, the children may continue to have this privilege while they attend the institutions.

Provided, Further, That foreign citizens, friendly to the United States, who are beneficiaries of scholarships to any of the State's institutions of higher learning, which scholarships are provided for by the student body of such institution, or donation from private citizens of South Carolina, shall be allowed to pay tuition at the same rates as residents of the State.

SECTION 85. The Boards of Trustees of the University of South Carolina, The Citadel, Winthrop College, Clemson College, and S. C. State College, are hereby authorized to abate the tuition fee charged at these institutions to the extent of Fifty (\$50.00) Dollars to the

winner of the American Legion High School Oratorical Contest and to the Governor of Boys' State and to the highest ranking student in the State in the annual National Science Talent Search and to the Governor of Girls' State; the said abatements to be for four (4) years in each instance. As to the winner of the American Legion High School Oratorical Contest and the Governor of Boys' State, the abatement shall be granted only when the American Legion, Department of South Carolina, shall have contributed a like amount per year. The abatement of tuition herein provided is for the purpose of furnishing a scholarship of One Hundred (\$100.00) Dollars per year to the winners of the above contests, the State of South Carolina and the American Legion, Department of South Carolina, co-operating on an equal basis in providing these scholarships.

SECTION 86. In addition to the powers and duties devolved upon the Budget and Control Board by the 1952 Code of Laws of this State, the said Board is hereby given full power and authority to make surveys, studies, and examinations of departments, institutions, and agencies of this State, as well as its problems, so as to determine whether there may be an overlapping in the performance of the duties of the several departments, institutions, and agencies of the State, that proper administrative and organizational economy is being observed, and for the purpose of determining whether a proper system of accounting is maintained in such departments, institutions, commissions, and agencies, and to require and enforce the adoption of such policies as are deemed necessary to accomplish these purposes; and to survey, appraise, examine and inspect, and determine the true condition of all property of the State, and what may be necessary to protect it against fire hazard or deterioration, and to conserve its use for State purposes, and to make and issue and to enforce all necessary, needful, and convenient rules and regulations for the enforcement of this provision and to approve the destruction or disposal of records of no value to the State. *Provided, Further,* That the State Budget and Control Board may require that all plans and specifications for permanent improvements of any nature by any state department or institution shall be submitted to the said Board for approval prior to the awarding of any contract therefor, or prior to construction by any other means. *Provided, Further,* That the State Budget and Control Board shall have the authority to designate State officials and employees who should be bonded, and the amounts for which such bonds should be written, and to require the same to be done.

SECTION 87. Any maintenance appropriations made herein or by special act now or hereafter, are hereby declared to be maximum, conditional and proportionate, the purpose being to make them payable in full in the amount named herein, if necessary, but only in the event the aggregate revenues available during the period for which the appropriation is made are sufficient to pay them in full. The State Budget and Control Board shall have full power and authority to survey the progress of the collection of revenue and the expenditure of funds by all departments and institutions, and is hereby authorized and directed to make such reductions of appropriations as may be necessary to prevent a deficit; *Provided*, That no institution or activity for which the General Assembly has herein provided shall be discontinued. *Provided, Further*, That any reduction of appropriations by the said Board, under authority of this Act, shall be uniform, and shall apply to all appropriations provided in this Act, except any part of such appropriations which may be encumbered by a written contract with an agency not connected with the State Government; and *Provided, Further*, That in making such reductions earmarked revenues shall be considered as a part of the amounts appropriated. *Provided, Further*, That no such reduction shall be ordered by the State Budget and Control Board while the General Assembly is in session, without first reporting such necessity to the General Assembly.

Provided, Further, That the State Budget and Control Board is hereby authorized to borrow such amounts of money as may be necessary to pay appropriations made by the General Assembly, and to pledge for the payment of such loans any General Fund assets, including revenues of the next succeeding fiscal year.

Provided, Further, That the disbursement of all funds appropriated in this act for educational purposes shall be in the discretion of the State Budget and Control Board.

Provided, Further, That the expenditure of funds, heretofore or hereafter provided, by any State Agency, except the State Highway Department, for permanent improvements, shall be subject to approval and regulations of the State Budget and Control Board. The Board shall have authority to allot to specific projects from funds made available for such purposes, such amounts as are estimated to cover the respective costs of such projects, to declare the completion of any such project, and to dispose, according to law, of any unexpended balances of allotments, or appropriations, or funds otherwise provided for such projects, upon the completion thereof.

SECTION 88. That transfers of appropriations herein provided may be made within departments, upon the unanimous approval of the State Budget and Control Board, but no such transfer shall be permitted for the purpose of increasing the compensation of any State employee which is specifically fixed in this Act.

SECTION 89. That unless specifically authorized herein, the appropriations provided in this Act as ordinary operating expenses of the State Government shall lapse on August 31, 1961. *Provided,* That appropriations for permanent improvements, or for other specific purposes aside from ordinary operating expenses, now outstanding or hereafter provided, shall lapse at the end of the second fiscal year following the close of the fiscal year in which such appropriations were provided, unless definite commitments shall have been made, with the approval of the State Budget and Control Board, toward the accomplishment of the purposes for which the appropriations were provided.

SECTION 90. The funds provided in the various sections of this act for "Salary and Wage Adjustments" shall be allotted to the personnel of each department by the department head, subject to approval of the State Budget and Control Board, so that each employee shall receive a salary increase of 6%, but in allotting such funds account shall be taken of any salary increases received by any employee during the fiscal year 1959-1960.

SECTION 91. The appropriations made under the following sections shall be on a racially segregated basis only :

Section 12, For Maintenance

Section 13, For Maintenance

Section 14, For Maintenance

Section 15, For Maintenance

Section 16, Medical College Maintenance

Section 17, For Maintenance

Section 20, Item 3, Sub-Item D-4

State Aid for Teachers' Salaries

Supervision and Overhead

Maintenance and Operation

School Lunch Program

Section 23, Item 3, Sub-Item D-4, School Bus Operating Expense

Section 53, Item 2, Division of State Parks

End of Part I

PART II**Permanent Provisions****SECTION 1****FOLLOWING SECTIONS TO BE PERMANENT LAWS**

It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent laws of the State of South Carolina, and the Code Commissioner is hereby directed to include same in the next edition of the Code of Laws of South Carolina and all supplements to the Code.

SECTION 2**SALARY OF GOVERNOR**

Section 1-102, Code of Laws, 1952, is hereby amended by striking out the said Section and substituting therefor the following:

“Section 1-102. Effective with the term beginning in January 1963, the Governor shall receive an annual salary of \$20,000.00.”

SECTION 3**RETIREMENT PAY OF JUSTICES AND JUDGES**

Section 61-256, Code of Laws of South Carolina as amended, is hereby further amended by striking out the said section and substituting therefor the following:

“Section 61-256. Any Chief Justice or Justice of the South Carolina Supreme Court, resigning or retiring under the provision of this chapter, or who has heretofore resigned or retired, shall receive each year for the balance of his life the sum of \$9,000.00. Any such Circuit Judge shall receive each year for the balance of his life the sum of \$8,000.00. The State Treasurer shall pay out of the funds in the State Treasury on the warrant of the official authorized to approve payment of warrants for salaries of the Justices or Judges, the amounts herein provided.

SECTION 4**SCHEDULE OF STATE AID FOR TEACHERS' SALARIES**

Section 21-258, Code of Laws of South Carolina, 1952, as amended, is hereby amended to read as follows:

“Section 21-258. Such state aid shall be disbursed to teachers in accordance with the following nine months period salary schedule (the figures under columns A, B, C, and D represent dollars):

	Prior Yrs. Exp.	CLASS I				CLASS II				CLASS III				CLASS IV				CLASS V			
		(Master's Degree— Regular)				(Bachelor's Degree Plus 18 Semester Hours Graduate Work)				(Bachelor's Degree)				Advanced (Three Years College)				Regular (Two Years College)			
		A	B	C	D	A	B	C	D	A	B	C	D	A	B	C	D	A	B	C	D
1.	0	2835	2511	....	....	....	....	....	....	2073	2394	1818	1251	2277	1902	1503	1071	2001	1803	1458	1071
	1	2898	2574	....	....	....	....	....	....	2727	2448	1854	1287	2331	2007	1539	1107	2115	1908	1494	1107
	2	2061	2637	....	....	2835	2556	....	....	2781	2502	1890	1557	2385	2052	1575	1341	2169	1953	1530	1341
2. Intermediate and Intermediate Professional	3	3024	2700	....	....	2898	2619	....	....	2835	2556	1926	1593	2439	2097	1611	1377	2223	1998	1566	1377
	4	3087	2763	....	....	2901	2682	....	....	2889	2610	1902	1639	2493	2142	1647	1413	2277	2043	1602	1413
	5	3150	2826	....	....	3024	2745	....	....	2943	2664	1998	1665	2547	2187	1683	1449	2531	2088	1638	1449
3. Advanced Professional	6	3213	2839	....	....	3087	2808	....	....	2997	2718	2034	1701	2601	2232	1719	1465	2385	2133	1674	1485
	7	3402	3276	2952	....	3150	2871	....	....	3051	2772	2070	1737	....	....	....	....	....	....	....	....
	8	3501	3339	3015	....	3213	2934	....	....	3105	2826	2106	1773	....	....	....	....	....	....	....	....
4. Permanent Professional	9	3600	3402	3078	....	3276	2997	....	....	3159	2880	2142	1800	....	....	....	....	....	....	....	....
	10	3699	3465	3141	....	3339	3060	....	....	3213	2934	2178	1845	....	....	....	....	....	....	....	....
	11	3798	3528	3204	....	3402	3123	....	....	3267	2988	2214	1881	....	....	....	....	....	....	....	....
	12	3897	3591	3267	....	3465	3186	....	....	3321	3042	2250	1917	....	....	....	....	....	....	....	....
	13	3996	3654	3330	....	3528	3249	....	....	3375	3096	2286	1953	....	....	....	....	....	....	....	....
	14	4095	3717	3393	....	3582	3303	....	....	3465	3186	2322	....	2709	2322	1791	1557	....	....	....	....

Advanced Professional and Permanent Professional Certificates are not issued in Classes IV or V. Class IV Advanced, however, carries a final State Aid increment after 14 years, while no increment is provided after six years for Class IV Regular and Class V.

SECTION 5**BEER AND WINE EXCISE TAX**

SUBSECTION A. In addition to any and all other taxes or licenses, there shall be levied and collected on all beer offered for sale in this State an additional tax of seven and one-half ($7\frac{1}{2}\phi$) cents per gallon or fractional quantity thereof, and on all wines offered for sale in this State an additional tax of eighteen (18ϕ) cents per gallon or fraction thereof.

If beer be offered for sale in bottles or cans, there shall be levied and collected an additional tax at the rate of one-half ($\frac{1}{2}$) cent for each seven (7) ounces or fraction thereof, and on wines offered for sale in quantities less than one (1) gallon, there shall be levied and collected a tax of one and two-tenths (1.2ϕ) cents for each eight (8) ounces or fraction thereof.

SUBSECTION B. The additional taxes imposed by Subsection A of this Section shall be levied against and collected from the wholesaler, importer, or any other person first offering such beer or wine for sale within this State. The wholesaler, importer, or other person offering said beer or wine for sale in this State shall make a report to the South Carolina Tax Commission in such form as the Commission may prescribe and shall pay the tax due thereon not later than the twentieth (20th) day of the month following the sale of the beer or wine.

Any wholesaler, importer, or other person first offering beer or wine for sale in this State who fails to file the report or to pay the tax hereby imposed, on or before the twentieth (20th) day of the month following the sale of beer or wine, shall pay a penalty of not less than twenty (\$20.00) dollars nor more than one thousand (\$1,000.00) dollars, to be assessed and collected by the South Carolina Tax Commission in the same manner and with like effect as other taxes are collected.

SUBSECTION C. All the applicable provisions of Title 4, Chapter for South Carolina for 1952, as amended, shall apply with full force to the collection and enforcement of the additional taxes imposed by this Section.

SUBSECTION D. All manufacturers, brewers, brewer sales representatives, brokers, or any person or firms whatsoever offering malt beverage for shipment into the State of South Carolina shall notify in writing the South Carolina Tax Commission and the wholesale

dealer affected at least ninety (90) days previous to any change made by them, either in their distributors or the territories of their distributors in the State of South Carolina. Wholesale dealers shall notify in writing the South Carolina Tax Commission and the shipping brewer affected at least ninety (90) days previous to any change in either the territory or the distribution of their products. All manufacturers, brewers, brewer sales representatives, brokers, or any person who sells its product in violation of this provision shall forfeit its privilege of purchasing or using any Beer and Wine License Tax Crowns or Lids.

SUBSECTION E. The South Carolina Tax Commission shall make and promulgate such rules and regulations as are necessary to carry out enforcement of the beer and wine laws in respect to application for and issuing of beer licenses, permits or brewers certificates of approval and also make any rules necessary concerning the manner of sale, distribution, promotion and shipment of beer into and within the State. These rules and regulations shall have full force and effect of law. The Commission shall revoke or suspend the license, permit or brewer certificate of approval of any person, for the violation of any rule or regulation which may be enacted, or invoke a penalty, not to exceed the sum of one hundred dollars, for each violation.

Beer wholesalers shall only purchase beer or ale from manufacturers or importers who hold a certificate of approval issued by the Tax Commission to be purchased at an annual cost of one hundred dollars. All certificates shall expire on June thirtieth following the date of issue.

SUBSECTION F. Notwithstanding the provisions of Section 65-740, of the Code of Laws for South Carolina for 1952, as amended, the additional taxes or penalties imposed by this Section shall not be shared with cities and municipalities or counties.

SUBSECTION G. This Section shall be effective on and after July 1, 1960.

SECTION 6

REVOCATION OF BEER, WINE OR LIQUOR LICENSES—ALTERNATIVE MONETARY PENALTY

Subsection 40 of Section 15 of Part II of Act No. 813 of the Acts of 1956 is amended to read as follows:

“Subsection 40. A conviction, a plea of guilty, a forfeiture of bond, or a plea of nolo contendere, under the provisions of Section 65-1270 and Article 6, of Title 4, Code of Laws of South Carolina,

1952, except Sections 4-96 and 4-100, shall automatically revoke any beer, wine, or liquor license which this State may have at any time issued to the party convicted, pleading guilty, forfeiting bond, or pleading *nolo contendere*; however, as an alternative to the revocation of any beer, wine, or liquor license, as above provided, the South Carolina Tax Commission may in its discretion impose a monetary penalty in lieu of the revocation.

“For the first offense, the license shall either be revoked for a period of one year, or the licensee shall pay a penalty to the South Carolina Tax Commission in the sum of two hundred fifty dollars. In the event of a subsequent offense, the offender’s license or licenses shall be revoked for a period of two years, or the licensee shall pay a penalty in the sum of five hundred dollars to the South Carolina Tax Commission. In the event that the Tax Commission exercises its right to impose the monetary penalty provided for herein in lieu of a revocation of a license and if, for any reason, the penalty is not paid within ten days of demand by the Tax Commission, the license or licenses shall be automatically revoked as herein provided.

“If the party convicted, pleading guilty, forfeiting bond, or pleading *nolo contendere*, does not possess a license to sell beer or liquor, in the event of his first offense, he shall not be eligible for the issuance of such a license for a period of one year. In the event of a subsequent offense, he shall not be eligible for the issuance of such a license for a period of two years.

“For all other violations of this section and Chapters 2 and 4 of Title 4 and Chapter 10 of Title 65, Code of Laws of South Carolina, 1952, and for any violation of any regulation promulgated by the Tax Commission pertaining to beer, wine, or liquor, the Tax Commission may, in its discretion, impose a monetary penalty upon the holder of any such license in lieu of suspension or revocation thereof.

“In such cases the amount of penalty imposed, if any, shall be determined within the limits prescribed hereafter in each case by the Tax Commission after a hearing as provided in Section 4-57 or 4-216. For any of such violations retail beer and/or wine licensees shall be subject to a penalty of not less than twenty-five dollars nor more than one thousand dollars. Wholesale beer and wine licensees and retail liquor licensees shall be subject to a penalty of not less than one hundred dollars nor more than one thousand five hundred dollars and wholesale liquor licensees shall be subject to a penalty of not less than five hundred dollars nor more than five thousand dollars. In the event

the Tax Commission imposes a monetary penalty, as provided above and if, for any reason, the penalty is not paid within ten days after demand thereof by the Tax Commission, such license or licenses may be suspended or revoked by the Tax Commission.

"All penalties provided for in this section shall be paid into the State Treasury for credit to the general fund of the State for public school use.

"All penalties provided for in this section shall be in addition to any fines and penalties imposed upon such licensees by any Court of competent jurisdiction for violation of any of the laws of this State."

SECTION 7

BUILDING AND LOAN ASSOCIATIONS

SUBSECTION A. For the purpose of this section, the words "association" or "associations" shall include building and loan associations, savings and loan associations, Federal savings and loan associations, and cooperative banks, organized under the laws of this or any other State or the United States. Such banks as are taxable under the provisions of the Bank Tax, Sections 65-401-65-406, inclusive, Code of Laws, 1952, as amended, are not included.

SUBSECTION B. Every association located or doing business within South Carolina shall pay an income tax measured by the net income from all sources, except for income from municipal, state or Federal bonds or securities exempted by law from such tax, the said tax to be equivalent to eight percent (8%) of the amount of the net income. In computing net income as herein used and defined, the term shall mean income after deducting all operating expenses, deductions allowed to other corporations, all earnings paid to holders of savings and/or investment accounts, and any additions to reserves which are required by law, regulation, or direction of appropriate supervisory agencies; *Provided, however*, that no deductions from income shall be allowed for any additions to undivided profits or surplus accounts other than herein required; and *Provided, further*, that for the purposes of this Act, a state organized association shall be allowed the same deductions for reserves if actually set aside as those allowed to Federally organized associations.

SUBSECTION C. The income tax provided in this section shall be in lieu of any and all other taxes on such associations, except use taxes and taxes on real property. The real property of any such association shall be taxed in the place where it may be located, the same as the real property of individuals.

SUBSECTION D. For the purpose of administration, enforcement, collection, liens, penalties, and other similar provisions, all of the provisions of the Income Tax Act of 1926, as amended, that may be appropriate or applicable, are adopted and made a part of this section.

SUBSECTION E. The income tax imposed by this section shall be administered by the South Carolina Tax Commission. The Tax Commission is hereby authorized and directed to make such rules and regulations not inconsistent with law as may be required for the proper administration and enforcement of this section, and such rules and regulations shall have full force and effect of law.

SUBSECTION F. Returns with respect to the income tax herein imposed shall be in such form as the South Carolina Tax Commission may prescribe. Returns shall be filed with the South Carolina Tax Commission on or before the fifteenth (15th) day of the third (3rd) month following the close of the accounting period of the association.

SUBSECTION G. The income tax imposed by this section shall be paid in full to South Carolina Tax Commission at the same time the return is filed.

SUBSECTION H. All monies collected by South Carolina Tax Commission under the provisions of this section shall be deposited with the State Treasurer to the credit of the General Fund.

SUBSECTION I. The terms of this section shall apply to income earned during accounting periods of such Associations which end on or after July 1, 1960. *Provided, However,* That such associations shall be exempt from the provisions of this section during the first three (3) years of their operation. *Provided, Further,* That the provisions of this section shall not apply to Employees Credit Unions.

SECTION 8

BUSINESS LICENSE TAX—TOBACCO PRODUCTS, ETC.

SUBSECTION A. Section 65-702, of the Code of Laws for South Carolina for 1952, as amended, is hereby amended by striking out all of said Section and inserting in lieu thereof the following:

“Section 65-702. There shall be levied, assessed, collected and paid in respect to the articles containing tobacco enumerated in this Section the following amounts:

“(1) *Little Cigars*.—Upon cigars of all descriptions made of tobacco or any substitute therefor and weighing not more than three (3)

pounds per thousand, two (2¢) cents for each ten (10) cigars or fraction thereof;

“(2) *Certain Cigars*.—Upon cigars of all descriptions made of tobacco or any substitute therefor and weighing more than three (3) pounds per thousand retailing for three and one-third (3 1/3¢) cents each or less, five (\$5.00) dollars per thousand;

“(3) *More expensive Cigars*.—Upon cigars of all descriptions made of tobacco or any substitute therefor and weighing more than three (3) pounds per thousand retailing for more than three and one-third (3 1/3¢) cents each, sixteen (\$16.00) dollars per thousand;

“(4) *Cheroots, stogies, etc.*—For the purpose of computing the tax, cheroots, stogies and similar tobacco products shall be deemed to be cigars;

“(5) *Cigarettes*.—Upon all cigarettes made of tobacco or any substitute therefor, two and one-half (2½) mills on each cigarette:

“(6) *Snuff and Chewing Tobacco*.—Upon snuff and chewing tobacco one (1¢) cent for each two (2) ounces or fractional part thereof;

“(7) *Smoking Tobacco*.—Upon all smoking tobacco, including granulated, plug cut, crimp cut, ready rubbed and other kinds and forms of tobacco prepared in such manner as to be suitable for smoking in a pipe or cigarette, upon each package retailing for ten (10¢) cents or less, two (2¢) cents, and upon each package retailing for more than ten (10¢) cents each an additional two (2¢) cents for each five (5¢) cents or fractional part thereof of the retail selling price in excess of ten (10¢) cents.”

SUBSECTION B. Section 65-703, Code of Laws for South Carolina for 1952, as amended, is hereby amended by striking out all of said Section and inserting in lieu thereof the following:

“Section 65-703. There shall be levied, assessed, collected and paid in respect to the articles enumerated in this Section the following amounts:

“(1) *Shells*.—Upon all shotgun or other shells, three and twenty hundredths (\$3.20) dollars per thousand rounds;

“(2) *Cartridges*.—Upon all cartridges twenty-three (23) caliber or greater, three and twenty hundredths (\$3.20) dollars per thousand rounds;

“(3) *Playing Cards*.—Upon all playing cards, eight (8¢) cents on each fifty (50¢) cents or fractional part thereof of the retail selling price, the stamps in all such cases to be affixed to the individual package.”

SUBSECTION C. Section 65-791, of the South Carolina Code of Laws for 1952, as amended, is hereby amended by striking out all of said Section and inserting in lieu thereof the following:

“Section 65-791. There shall be levied, assessed, collected and paid upon all malt and malt extracts and substitutes therefor sold within this State a license tax of three (3¢) cents per pound for the privilege of carrying on such business, payment of the tax to be indicated by business license stamps affixed to each individual package or container in which malt or malt extracts or substitutes therefor are usually sold to customers.”

SUBSECTION D. This section shall take effect on and after July 1, 1960.

SECTION 9

EDUCATIONAL TELEVISION COMMISSION CREATED

A. There is hereby created the South Carolina Educational Television Commission which shall be composed of the Chairman of the Senate Finance Committee, the Chairman of the Senate Education Committee, the Chairman of the Ways and Means Committee of the House, the Chairman of the Education Committee of the House, and the Superintendent of Education, who shall be members of the Commission, ex officio, and in addition to the foregoing members the Commission shall be composed of seven members to be appointed by the Governor as follows: one shall be appointed from each of the six Congressional Districts, and one shall be appointed from the State at large who shall be named by the Governor as Chairman of the Commission. The terms of the members who serve ex officio shall be coterminous with the terms of the offices for which elected, and the terms of the members appointed by the Governor shall be for six years, except that of those first appointed two shall be for terms of two years, two shall be for terms of four years and three shall be for terms of six years, after which the terms of all members shall be for six years.

B. The Commission shall appoint an advisory committee of educators and an advisory committee of technical experts, each of which shall consist of such numbers as the Commission may deem advisable, and the terms of the members of the committee of educators and committee of technical experts shall be for such length and under such conditions as the Commission may decide.

The members of the Commission and each of the advisory committees shall receive such per diem and mileage as authorized by law for other boards and commissions of the State.

C. The Commission shall make a complete study of the use of educational television and its adaptation for instructional purposes in all of the public schools of the State. The State Department of Education and any other State Agency shall render such assistance, advice and cooperation as may be within their means upon the request of the Commission. The Commission shall make such report with recommendations as may be desirable to the Governor and the General Assembly from time to time.

D. The Commission shall have the power to accept contributions from all persons, firms, and corporations who may wish to contribute to the program, provided, that both the acceptance and use of any such contributions shall be subject to express approval by the State Budget and Control Board.

SECTION 10

COMPENSATION OF MEMBERS OF THE GENERAL ASSEMBLY

Section 30-52, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 30-52. Members of the General Assembly shall annually receive as compensation for their services the sum of eighteen hundred dollars and mileage at the rate provided for by law for the actual distance traveled in the most direct route going to and returning from their homes on week-end adjournments of the General Assembly at the place where the sessions of the General Assembly are held. The terms of this provision shall be subject to limitations imposed by the State Constitution.

The President of the Senate, the President *Pro Tempore* of the Senate, the Speaker of the House and the Speaker *Pro Tempore* of the House shall receive, in addition, such amounts as may annually appear in the State Appropriation Act."

SECTION 11

STATE INSTITUTIONS TO REMIT TUITION FEES

Section 4 of Act No. 139 of the Acts of the General Assembly of 1953 is hereby amended by striking out said section and substituting therefor the following:

"Section 4. All tuition fees received by any State Institution shall be remitted from time to time to the State Treasurer under such regulations as he shall prescribe. The State Treasurer shall apply the same as directed by this Act. For the purpose of this Act the term 'tuition fees' shall include fees received by any State Institution as regular term tuition, matriculation, and registration."

SECTION 12**PERSONS PAYING OUT MONIES TO OTHERS TO MAKE INFORMATION
RETURNS**

Section 65-299, Code of Laws for South Carolina for 1952, as amended by Subsection L, of Section 12 of Part II, of Act 140, Statutes at Large, 1959, is hereby amended by striking out all of said section and inserting in lieu thereof the following:

“Section 65-299. All individuals, corporations, and partnerships, in whatever capacity acting, including lessees and mortgagors of real or personal property, fiduciaries, and employers, making payments to another individual, corporation or partnership, of interest or dividends of two hundred (\$200.00) dollars or more and making payment to another individual, corporation, or partnership, of rent, salaries, wages, commissions, emoluments or other fixed or determinable gains or profits or income at the rate of eight hundred (\$800.00) dollars or more in any taxable year, except that such payments of personal service compensation on which taxes are required to be withheld and reports of taxes withheld are made with respect to such individual as provided in Subsection F of Section 12 of Part II of Act 140, Statutes at Large, 1959, shall make a true and accurate return to the South Carolina Tax Commission under such regulations as the Tax Commission may prescribe, setting forth the amount of such gains, profits or income and the name and address of the recipient thereof.

Any taxpayer failing to file the return required by this Section shall be assessed a penalty of not less than five (\$5.00) dollars nor more than one thousand (\$1,000.00) dollars, which penalty shall be assessed and collected in the same manner and with like effect as income taxes provided by the Income Tax Act of 1926, as amended.”

SECTION 13**MEMBERS OF GENERAL ASSEMBLY MAY BECOME MEMBERS OF
RETIREMENT SYSTEM**

Notwithstanding the provisions of Sections 61-33 and 61-34, as amended, Code of Laws of South Carolina, 1952, any person who was elected to serve in the 93rd General Assembly may become a member of the South Carolina Retirement System on or before December 31, 1960, and receive credit for all previous service in conformity with the South Carolina Retirement Act and the Rules and Regulations of the Retirement Board.

SECTION 14

STATE BOARD OF BANK CONTROL TO SUPERVISE CREDIT UNIONS

All of the powers and duties heretofore vested in the Commissioner of Labor with respect to the examination and supervision of Credit Unions are hereby transferred to and made a part of the duties of the State Board of Bank Control.

SECTION 16

PRISONERS MAY BE TRANSFERRED FROM PENITENTIARY TO COUNTIES

Section 17-554, Code of Laws of South Carolina, 1952, is amended by adding the following paragraph at the end thereof:

"Prisoners sentenced from one county and subsequently transferred to the Penitentiary may, upon request of the supervisor of another county, be transferred to that county to serve the remainder of the sentence imposed if the prisoner, the Superintendent of the Penitentiary and the supervisor of the county in which the prisoner was sentenced, consent in writing to the transfer."

SECTION 17

REPORTS OF STATE AGENCIES TO INCLUDE COURT MATTERS

The head of every department required by law to make an annual report to the General Assembly or the Governor shall, after consultation with the Attorney General, include in such annual report a statement reflecting all cases decided in any of the courts of this State involving the constitutionality or construction of statutes of this State relating to such department with particular reference to any court decision affecting the administration of the laws of this State.

SECTION 18

GENERAL RESERVE FUND

Notwithstanding the provisions of Section 2, of Part III of Act No. 644, Acts of 1954, the General Fund Reserve to be set aside at the end of the Fiscal Years 1959-60 and 1960-61 shall be \$5,000,000.00.

Section 14 of Act No. 333, of the Acts of 1959, is hereby repealed.

End of Part II

All Acts or parts of Acts inconsistent with any of the provisions of Part I of this Act are hereby suspended for the fiscal year 1960-61. All Acts or parts of Acts inconsistent with any of the provisions of Part II of this Act are hereby repealed.

This act shall take effect immediately upon its approval by the Governor.

Approved the 16th day of May, 1960.

(R977, S393)

No. 803

An Act To Amend Section 21 Of Act No. 723 Of The Acts Of 1952, As Amended, And Sections 15 And 16 Of Act No. 311 Of The Acts Of 1959, Relating To Motor Vehicle Liability Policies And The Uninsured Motorists Fund, So As To Provide For Possible Additional Payments By Uninsured Motorists And To Provide That The Insurance Companies Shall Provide An Uninsured Motorists Endorsement At No Cost To The Insured.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subsection (d) of Section 21 of Act 723 of 1952, amended—policies to contain endorsement to protect insured persons against uninsured motorists at no additional cost.—Subsection (d) of Section 21 of Act No. 723 of 1952, as last amended by Act No. 311 of 1959, is further amended to read as follows :

“(d) Nor shall any such policy or contract be so issued or delivered after January 1, 1961, unless it contains an endorsement or provision undertaking to pay the insured all sums which he shall be legally entitled to recover as damages from the owner or operator of an uninsured motor vehicle, within limits which shall be no less than the requirements of paragraph (c) of this section, as amended from time to time; *provided*, that on and after January 1, 1960, all insurance companies offering such policies shall make available to policyholders on an optional basis policies containing the endorsement or provisions referred to in this paragraph. Such endorsement or provisions shall also provide for no less than five thousand dollars coverage for injury to or destruction of the property of the insured in any one accident, but may provide an exclusion of the first two hundred dollars of such loss or damage. *Provided*, that no additional charge shall be made to the policyholder for such endorsement after January 1, 1961.”

SECTION 2. Subsection (a) of Section 15 of Act 311 of 1959 amended—persons registering uninsured motor vehicles to pay fee of twenty dollars.—Subsection (a) of Section 15 of Act No. 311 of the Acts and Joint Resolutions of 1959, is amended to read as follows :

“(a) In addition to any other fees prescribed by law, every person registering and licensing an uninsured motor vehicle, as hereinafter defined, in this State for or during the registration and license year commencing November 1, 1960, and each registration year thereafter,

shall pay, at the time of registering and licensing the same, a sum to be fixed by the Insurance Commissioner, which sum shall not exceed twenty dollars, the amount of said sum to be determined by the said Commissioner in accordance with sound actuarial principles. The Highway Department is authorized to require that any person applying for licensing and registration of a motor vehicle shall certify under the penalties set forth in paragraph (b) of this section whether or not each such motor vehicle is an insured motor vehicle as herein defined; or the Highway Department may, in its discretion, require that such person produce as evidence of financial responsibility a certificate, in form prescribed by the said Department, of insurance or self-insurance complying with the requirements of Section 34 of Act 723, Acts of 1952, or that such person shall have given bond or delivered the cash or securities as provided in Sections 24 and 25 of Act 723, Acts of 1952 respectively, or pay the fee herein prescribed."

SECTION 3. Section 16 of Act 311 of 1959 amended—control and supervision of uninsured motorist fund.—Section 16 of Act No. 311 of the Acts of 1959 is amended to read as follows:

"Section 16. (a) The Uninsured Motorists Fund provided for in Section 15 shall be under the supervision and control of the State Insurance Commissioner and shall be paid out, on warrants of the Comptroller issued on vouchers signed by the Insurance Commissioner or such persons as he shall designate, for the purpose of defraying the administration cost of this act by the State Highway Department and for reducing the costs of the endorsement or provisions provided for in paragraph (d) of Section 21 of Act 723 of the Acts of 1952, as amended by Section 11 of this act, in the manner hereinafter set forth.

(b) The State Insurance Commissioner shall annually, at such time in each year as he deems best for the purposes, make distribution from the Fund as follows:

1. To the State Highway Department, the amount certified by the State Highway Department as the cost to the Department of its administration costs and expenses of administering this act. These payments may be made on a quarterly basis.

2. Among the several insurance companies writing motor vehicle bodily injury and property damage insurance on motor vehicles registered in this State, the balance of such Fund, subject to the limitations

of this section, after taking out the administration costs to be paid to the State Highway Department. Distribution among the insurance companies shall be in the proportion that the number of policies issued by each such insurance company bearing the endorsement or provision required to be made available to policyholders pursuant to subsection (d) of Section 21 of Act No. 723 of 1952 (as amended by Section 1 of this act) bears to the total number of such policies bearing such endorsement or provision written in this State during the preceding year; *provided*, however, that the total amount to be distributed among the insurance companies for any year shall not exceed the aggregate amount of loss experienced by such companies under such endorsements or provisions, as determined by the State Insurance Commissioner, during the year for which such distribution is made.

Should the amount in the Uninsured Motorists Fund exceed the amount distributable to the State Highway Department and among the insurance companies, or if for any reasons such funds or any of them cannot be expended, the balance remaining in the Fund shall be held in reserve in the Uninsured Motorists Fund with the State Treasurer against years in which there might be a deficit. The amount payable to any such insurance company hereunder shall apply only to those companies maintaining records satisfactory to the Commissioner.

(c) The State Insurance Commissioner shall have power to issue such rules and regulations as may be necessary to carry out the provisions and intent of this section."

SECTION 4. Insurance companies may have claim against fund.

—Should the Uninsured Motorists Fund in any year be insufficient to pay the administrative cost and the aggregate amount of loss experienced by the several insurance companies, as herein defined, the insurance companies shall have a proportionate claim against the Fund and shall be paid such difference during any succeeding year that the Fund shall have a surplus.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R978, S394)

No. 804

An Act To Amend Section 4-31, Code Of Laws Of South Carolina, 1952, Relating To Alcoholic Beverage Licenses, So As To Prohibit The Granting Of Such Licenses Within Three Hundred Feet Of Any Church, School Or Playground Situated Within A Municipality Or Within Five Hundred Feet Of Any Church, School Or Playground Situated Outside Of A Municipality.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 4-31, 1952 Code, amended—granting of alcoholic beverage licenses prohibited within certain areas.—Section 4-31, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following:

“Provided, however, the Commission shall not grant or issue any license provided for in this chapter if the place of business is within three hundred feet of any church, school, or playground situated within a municipality or within five hundred feet of any church, school or playground situated outside of a municipality. Such distance shall be computed by following the shortest route of ordinary pedestrian or vehicular travel along the public thoroughfare from the nearest point of the grounds in use as part of such church, school, or playground, which, as used herein, shall be defined as follows:

(a) ‘Church,’ an establishment, other than a private dwelling, where religious services are usually conducted.

(b) ‘School,’ an establishment, other than a private dwelling where the usual processes of education are usually conducted.

(c) ‘Playground,’ a place, other than grounds at a private dwelling, which is provided by the public or members of a community for recreation.

Provided, however, the above restrictions shall not apply to the renewal of existing licenses or to present locations.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect July 10, 1960.

Approved the 24th day of May, 1960.

(R981, S588)

No. 805**An Act To Authorize The Removal Of Cemeteries After Abandonment.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Removal of cemeteries after abandonment.—When any person owns any land on which is situated an abandoned cemetery or burying ground, and where it becomes necessary and expedient in the opinion of the governing body of the county or municipality in which the cemetery or burying ground is situated to remove the graves, it shall be lawful for such person, after thirty day's notice to the relatives of the deceased persons buried therein, if any are known, and if no relatives are known, then after thirty day's notice published in a newspaper of general circulation in the county where the property lies, and if no newspaper is published in the county, then by posting notice in three prominent places in the county one of which shall be the courthouse door, to remove the graves to a suitable plot in some other cemetery or other suitable location, due care being taken to protect tombstones and replace them properly, so as to leave the graves in as good condition as before removal.

SECTION 2. Plot to be agreed on.—The plot to which the graves are removed shall be one which is mutually agreeable between the governing body of the county or municipality and the relatives of the deceased persons. If a suitable plot cannot be agreed upon between the parties concerned the matter shall be finally determined by a board of three members which shall be convened within fifteen days after final disagreement on the new location of the plot. The board shall be appointed as follows: one member shall be appointed by the county or municipality, one member shall be appointed by the relatives, and a third member shall be selected by the two. The decision of the board shall be final.

SECTION 3. Supervision of grave removals.—All work connected with the removal of the graves shall be done under the supervision of the governing body of the county who shall employ a funeral director licensed by the State of South Carolina. The conveyance of the land upon which the cemetery or burying ground is situated without reservation of the cemetery or burying ground shall be evidence of abandonment for the purposes of this act. All expenses incurred in

the operation shall be borne by the person seeking removal of the graves.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R982, S604)

No. 806

An Act To Authorize Building And Loan Associations Or Savings And Loan Associations To Accept Or Disburse Deposits Of A Minor With The Same Effect As If Dealing With A Person Of Full Legal Capacity.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Building or savings and loan associations may accept or disburse deposits of minors.—Any building and loan association or savings and loan association may accept or disburse deposits of a minor with the same effect as if dealing with a person of full legal capacity.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R983, S610)

No. 807

An Act To Provide For County Business Development Corporations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Definitions.—As used in this act, the following words and phrases, unless differently defined or described, shall have the meanings and references as follows :

(1) "Corporation": A county business development corporation created under this act.

(2) "Financial Institution": Any banking corporation or trust company, building and loan association, insurance company or related corporation, partnership, foundation, or other institution engaged primarily in lending or investing funds.

(3) "Member": Any financial institution authorized to do business within this State which shall undertake to lend money to a corporation created under this act, upon its call, and in accordance with the provisions of this act.

(4) "Board of Directors": The board of directors of the corporation created under this act.

(5) "Loan Limit": For any member, the maximum amount permitted to be outstanding at one time on loans made by such member to the corporation as determined under the provisions of this act.

SECTION 2. Creation of business development corporations—what to be set out in charter—powers.—Ten or more persons, a majority of whom shall be residents of a county of the State, who may desire to create a business development corporation under the provisions of this act, for the purpose of promoting, developing and advancing the prosperity and economic welfare of the county, and, to that end, to exercise the powers and privileges hereinafter provided, may be incorporated in the following manner; such persons shall, by declaration of charter filed with the Secretary of State, under their hands and seals, set forth:

(1) The name of the corporation which shall include the words "Business Development Corporation of County";

(2) The location of the principal office of the corporation within the county as may be fixed by the board of directors;

(3) The purpose for which the corporation is founded, which shall include the following: to promote, stimulate, develop and advance the business prosperity and economic welfare of the county in which formed, and its citizens; to encourage and assist through loans, investments or other business transactions, in the location of new business and industry in the county and to rehabilitate and assist existing business and industry; and so to stimulate and assist in the expansion or all kinds of business activity which will tend to promote the business development and maintain the economic stability of the county, provide maximum opportunities for employment, encourage thrift

and improve the standard of living of the citizens of the county, to cooperate and act in conjunction with other organizations, public or private, in the promotion and advancement of industrial, commercial, agricultural and recreational developments in the county; and to provide financing for the promotion, development and conduct of all kinds of business activity in the county.

In furtherance of such purposes and in addition to the powers conferred on business corporations by the provisions of Title 12, Code of Laws of South Carolina, 1952, the corporation shall, subject to the restrictions and limitations herein contained, have the following powers:

(a) To elect, appoint and employ officers, agents and employees; to make contracts and incur liabilities for any of the purposes of the corporation; *provided*, that the corporation shall not incur any secondary liability by way of guaranty or endorsement of the obligations of any person, firm, corporation, joint-stock company, association or trust, or in any other manner.

(b) To borrow money from the members only, for any of the purposes of the corporation; to issue therefor its bonds, debentures, notes or other evidences of indebtedness, whether secured or unsecured, and to secure the same by mortgage, pledge, deed of trust or other lien on its property, franchises, rights and privileges of every kind and nature or any part thereof or interest thereon, without securing stockholder or member approval, provided that no loan to the corporation shall be secured in any manner unless all outstanding loans to the corporation shall be secured equally and ratably in proportion to the unpaid balance of such loans and in the same manner.

(c) To make loans to any person, firm, corporation, joint-stock company, association or trust, and to establish and regulate the terms and conditions with respect to any such loans and the charges for interest and service connected therewith; *provided*, however, that the corporation shall not approve any application for a loan unless and until the person applying for such loan shall show that he has applied for the loan through ordinary banking channels and that the loan has been refused by at least one bank or other financial institution.

(d) To purchase, receive, hold, lease or otherwise acquire, and to sell, convey, transfer, lease or otherwise dispose of real and personal property, together with such rights and privileges as may be inci-

dental and appurtenant thereto and the use thereof, including, but not restricted to, any real or personal property acquired by the corporation from time to time in the satisfaction of debts or enforcement of obligations.

(e) To acquire the good will, business rights, real and personal property, and other assets, or any part thereof, or interest thereon, of any persons, firms, corporations, joint-stock companies, associations or trusts, and to assume, undertake, or pay the obligations, debts and liabilities of any such person, firm, corporation, joint-stock company, association or trust; to acquire improved or unimproved real estate for the purpose of constructing industrial plants or other business establishments thereon or for the purpose of disposing of such real estate to others for the construction of industrial plants or other business establishments; and to transfer, lease, or otherwise dispose of industrial plants or business establishments.

(f) To acquire, subscribe for, own, hold, sell, assign, transfer, mortgage, pledge or otherwise dispose of the stock, shares, bonds, debentures, notes or other securities and evidences of interest in, or indebtedness of, any person, firm, corporation, joint-stock company, association or trust, and while the owner or holder thereof to exercise all the rights, powers and privileges of ownership, including the right to vote thereon.

(g) To mortgage, pledge, or otherwise encumber any property right or thing of value, acquired pursuant to the powers contained in paragraphs (d); (e) or (f), as security for the payment of any part of the purchase price thereof.

(h) To cooperate with and avail itself of the facilities of the State Development Board and any similar governmental agencies; and to cooperate with and assist, and otherwise encourage, organizations in the various communities of the county in the promotion, assistance and development of the business prosperity and economic welfare of such communities or of the county.

(i) To do all acts and things necessary or convenient to carry out the powers expressly granted in this act.

SECTION 3. What to be set out in charter—further.—The Declaration of Charter shall set forth the amount of total authorized capital stock and the number of shares in which it is divided, the par value of each share, and the amount of capital stock with which it will commence business and, if there is more than one

class of stock, a description of the different classes, and the names and post office addresses of the subscribers of stock and the number of shares subscribed by each. The aggregate of the subscription shall be the amount of capital with which the corporation will commence business. The Declaration of Charter may also contain any provision consistent with the laws of this State for the regulation of the affairs of the corporation or creating, defining, limiting, and regulating its powers. The Declaration of Charter shall be in accordance with the provisions of Section 12-58, Code of Laws of South Carolina, 1952.

SECTION 4. Who may become members of the corporation—stockholders.—Notwithstanding any provision of any general or special law or any provision in their respective charters, agreements of association, articles of organization, or trust indentures: (1) All domestic corporations organized for the purpose of carrying on business within this State including without implied limitation any public utility companies and insurance and casualty companies and foreign corporations licensed to do business in the State, and all trusts, are authorized to acquire, purchase, hold, sell, assign, transfer, mortgage, pledge or otherwise dispose of any bonds, securities or other evidences of indebtedness created by, or the shares of the capital stock of, the corporation, and while owners of such stock to exercise all the rights, powers and privileges of ownership, including the right to vote thereon, all without the approval of any regulatory authority of the State; (2) all financial institutions are authorized to become members of the corporation and to make loans to the corporation as provided herein; (3) a financial institution which does not become a member of the corporation shall not be permitted to acquire any shares of the capital stock of the corporation; and (4) each financial institution which becomes a member of the corporation is authorized to acquire, purchase, hold, sell, assign, transfer, mortgage, pledge, or otherwise dispose of, any bonds, securities or other evidences of indebtedness created by, or the shares of the capital stock of the corporation, and while owners of such stock to exercise all the rights, powers and privileges of ownership, including the right to vote thereon, all without the approval of any regulatory authority of the State; *provided*, that the amount of the capital stock of the corporation which may be acquired by any member pursuant to the authority granted herein shall not exceed ten per cent of the loan limit of

such member. The amount of capital stock of the corporation which any member is authorized to acquire pursuant to the authority granted herein is in addition to the amount of capital stock in corporations which such member may otherwise be authorized to acquire.

SECTION 5. Loans to the corporation.—Any financial institution may request membership in the corporation by making application to the board of directors on such form and in such manner as the board of directors may require and membership shall become effective upon acceptance of such application by the board.

Each member of the corporation shall make loans to the corporation as and when called upon by it to do so on such terms and other conditions as shall be approved from time to time by the board of directors, subject to the following conditions:

(1) All loan limits shall be established at the thousand dollar amount nearest to the amount computed in accordance with the provisions of this section.

(2) No loan to the corporation shall be made if immediately thereafter the total amount of the obligations of the corporation would exceed ten times the amount then paid in on the outstanding capital stock of the corporation.

(3) The total amount outstanding on loans to the corporation made by any member at any one time, when added to the amount of the investment in capital stock of the corporation then held by such member, shall not exceed:

(a) Twenty per cent of the total amount then outstanding on loans to the corporation by all members, including in the total amount outstanding, amounts validly called for loan but not yet loaned.

(b) The following limit, to be determined as of the time such member becomes a member on the basis of the audited balance sheet of such member at the close of its fiscal year immediately preceding its application for membership, or, in the case of an insurance company, its last annual statement to the insurance commissioner: two per cent of the capital and surplus of commercial banks and trust companies; one per cent of the total outstanding loans made by a building and loan association; *provided*, however, that any business development corporation created pursuant to this act may in its charter by appropriate amendment thereto provide that the loan limit of a building and loan association member shall be only one-half of one per cent of the total outstanding loans made by such building

and loan association member; one per cent of the capital and unassigned surplus of stock insurance companies, except fire insurance companies; one per cent of the unassigned surplus of mutual insurance companies, except fire insurance companies; one-tenth of one per cent of the assets of fire insurance companies; and such limits as may be approved by the board of directors of the corporation for other financial institutions.

(4) Subject to paragraph (3) (a) of this section, each call made by the corporation shall be prorated among the members of the corporation in substantially the same proportion that the adjusted loan limit of each member bears to the aggregate of the adjusted loan limits of all members. The adjusted loan limit of a member shall be the amount of such member's loan limit, reduced by the balance of outstanding loans made by such member to the corporation and the investment in capital stock of the corporation held by such member at the time of such call.

(5) All loans to the corporation by members shall be evidenced by bonds, debentures, notes or other evidences of indebtedness of the corporation which shall be freely transferable at all times, and which shall bear interest at a rate of not less than one-quarter of one per cent in excess of the rate of interest determined by the board of directors to be the prime rate prevailing at the date of issuance thereof on unsecured commercial loans.

SECTION 6. Duration of membership—withdrawal of membership.—Membership in the corporation shall be for the duration of the corporation; provided that

Upon written notice given to the corporation three years in advance, a member may withdraw from membership in the corporation at the expiration date of such notice.

A member shall not be obligated to make any loans to the corporation pursuant to calls made subsequent to the withdrawal of the member.

SECTION 7. Powers of stockholders and members of corporation.—The stockholders and the members of the corporation shall have the following powers of the corporation: (a) to elect directors; (b) to make, amend and repeal bylaws; (c) to amend the charter; (d) to exercise such other of the powers of the corporation as may be conferred on the stockholder and the members by the bylaws.

As to all matters requiring action by the stockholders and the members of the corporation, the stockholders and the members shall vote separately thereon by classes, and, except as otherwise herein provided, such matters shall require the affirmative vote of a majority of the votes to which the stockholders present or represented at the meeting shall be entitled, and the affirmative vote of a majority of the votes to which the members present or represented at the meeting shall be entitled.

Each stockholder shall have one vote, in person or by proxy, for each share of capital stock held by him, and each member shall have one vote, in person or by proxy, except that any member having a loan limit of more than one thousand dollars shall have one additional vote, in person or by proxy, for each additional one thousand dollars which such member is authorized to have outstanding on loans to the corporation at any one time as determined under paragraph (3) (b) of Section 5.

SECTION 8. Amendments to charter.—The charter may be amended by the votes of the stockholders and the members of the corporation, voting separately by classes, and such amendments shall require approval by the affirmative vote of two-thirds of the votes to which the stockholders shall be entitled and two-thirds of the votes to which the members shall be entitled, *provided*, that no amendment of the charter which is inconsistent with the general purposes expressed herein or which authorizes any additional class of capital stock to be issued, or which eliminates or curtails the right of the Secretary of State to examine the corporation or the obligation of the corporation to make reports as provided by law shall be made without amendment of this act; and *provided*, further, that no amendment of the charter which increases the obligation of a member to make loans to the corporation, or makes any change in the principal amount, interest rate, maturity date, or in the security or credit position, of any outstanding loan of a member to the corporation, or affects a member's right to withdraw from membership as provided in Section 6, or affects a member's voting rights as provided in Section 7, shall be made without the consent of each member affected by such amendment.

Within thirty days after any meeting at which amendment of the charter has been adopted, articles of amendment signed and sworn to by the president, treasurer and a majority of the directors, setting forth such amendment and the due adoption thereof, shall be sub-

mitted to the Secretary of State, who shall examine them and if he finds that they conform to the requirements of this act, shall so certify and endorse his approval thereon. Thereupon, the articles of amendment shall be filed in the office of the Secretary of State and no such amendment shall take effect until such articles of amendment shall have been filed as aforesaid.

SECTION 9. Powers and duties of board of directors.—The business and affairs of the corporation shall be managed and conducted by a board of directors, a president and treasurer, and such other officers and such agents as the corporation by its by-laws shall authorize. The board of directors shall consist of such number, not more than seven, as shall be determined in the first instance by the incorporators and thereafter annually by the members and the stockholders of the corporation. The board of directors may exercise all the powers of the corporation except such as are conferred by law or by the bylaws of the corporation upon the stockholders or members and shall choose and appoint all the agents and officers of the corporation and fill all vacancies except vacancies in the office of director which shall be filled as hereinafter provided. The board of directors shall be elected initially by the incorporators and thereafter at each annual meeting of the corporation, or, if no annual meeting shall be held in any year at the time fixed by the bylaws, at a special meeting held in lieu of the annual meeting. At each annual meeting, or at each special meeting held in lieu of the annual meeting, the members of the corporation shall elect four directors and the stockholders shall elect the remaining three. The directors shall hold office until the next annual meeting of the corporation or special meeting held in lieu of the annual meeting after their election and until their successors are elected and qualify, unless sooner removed in accordance with the provisions of the by-laws. Any vacancy in the office of a director elected by the members shall be filled by the directors elected by the members, and any vacancy in the office of a director elected by the stockholders shall be filled by the directors elected by the stockholders.

Directors and officers shall not be responsible for losses unless the losses shall have been occasioned by the wilful misconduct of such directors and officers.

SECTION 10. Surplus.—Each year the corporation shall set apart as earned surplus not less than ten per cent of its net earnings for the

preceding fiscal year until such surplus shall be equal in value to one-half of the amount paid in on the capital stock then outstanding. Whenever the amount of surplus established herein shall become impaired, it shall be built up to the required amount in the manner provided for its original accumulation. Net earnings and surplus shall be determined by the board of directors, after providing for such reserves as the directors deem desirable, and the director's determination made in good faith shall be conclusive on all persons.

SECTION 11. Deposit of corporation funds.—The corporation shall not deposit any of its funds in any banking institution unless such institution has been designated as a depository by a vote of a majority of the directors present at an authorized meeting of the board of directors, exclusive of any director who is an officer or director of the depository so designated.

The corporation shall not receive money on deposit.

SECTION 12. First meeting of corporation.—The first meeting of the corporation shall be called by a notice signed by three or more of the incorporators, stating the time, place and purpose of the meeting, a copy of which notice shall be mailed, or delivered, to each incorporator at least five days before the day appointed for the meeting. The first meeting may be held without such notice upon agreement in writing to that effect signed by all the incorporators. There shall be recorded in the minutes of the meeting a copy of the notice or of such unanimous agreement of the incorporators.

At such first meeting the incorporators shall organize by the choice of a temporary clerk, by the adoption of bylaws, by the election by ballot of directors, and by action upon such other matters within the powers of the corporation as the incorporators may see fit. The temporary clerk shall be sworn and shall make and attest a record of the proceedings. Six of the incorporators shall be a quorum for the transaction of business.

SECTION 13. Tax exemptions—computation of losses as tax deductions.—The corporation shall not be subject to any taxes based upon or measured by income which are now or may be hereafter levied by the State; and the securities, evidences of indebtedness and shares of the capital stock issued by the corporation established under the provisions of this act, their transfer, and income therefrom, and deposits of financial institutions invested therein, shall at all times be free from taxation within the State.

Any stockholder, member, or other holder of any securities, evidences of indebtedness, or shares of the capital stock of the corporation who realizes a loss from the sale, redemption, or other disposition of any securities, evidences of indebtedness, or shares of the capital stock of the corporation, including any such loss realized on a partial or complete liquidation of the corporation, and who is not entitled to deduct such loss in computing any of such stockholder's, member's or other holder's taxes to the State shall be entitled to credit against any taxes subsequently becoming due to the State from such stockholder, member, or other holder, a percentage of such loss equivalent to the highest rate of tax assessed for the year in which the loss occurs upon mercantile and business corporations.

SECTION 14. Nullification of charter.—If a corporation organized pursuant to this act shall fail to begin business within three years from the effective date of its charter, then the charter shall become null and void.

SECTION 15. County's credit not pledged.—Under no circumstances is the credit of the county pledged herein.

SECTION 16. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. Time effective.—This act shall become effective upon approval by the Governor.

Approved the 24th day of May, 1960.

An Act To Establish A Department Of Corrections To Be Governed By A Board Of Corrections; To Provide For The Management Of A State Prison System; To Authorize The Employment Of A Director Of The Department Of Corrections; To Define The Duties And Authority Of Such Board Of Corrections And Director; To Provide For The Removal Of The Director; To Provide For Competitive Bids For Contracts; To Regulate The Sale Of Prison Products; To Prohibit Gambling Within The Prison System; To Prohibit The Furnishing Of Contraband To Prisoners; And To Provide Penalties Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Policy of State in regard to prisons and prisoners.—It shall be the policy of this State in the operation and management of the Department of Corrections to so manage and conduct the same in that manner as will be consistent with the operation of a modern prison system, and with the view of making the system self-sustaining; and that those convicted of violating the law and sentenced to a term in the State Penitentiary shall have humane treatment, and be given opportunity, encouragement and training in the matter of reformation.

SECTION 2. Department of corrections created.—There is hereby created as an administrative agency of the State government the Department of Corrections. The functions of the Department shall be to implement and carry out the policy of the State with respect to its prison system, as set forth in Section 1 of this act, and the performance of such other duties and matters as may be delegated to it pursuant to law.

SECTION 3. State board of corrections established—members—terms.—The Department shall be governed by the State Board of Corrections, which shall be composed of seven members, six of whom shall be appointed by the Governor, one from each of the congressional districts of the State, upon the advice and consent of the Senate. The Governor shall be ex officio a member of the Board. The Board of Directors of the Penitentiary, as presently constituted, shall with the Governor constitute the State Board of Corrections. The term of office of each member shall be six years, except that the terms of office of the present Directors of the penitentiary shall expire as follows:

The Governor shall designate one of such members whose term shall expire on July 1, 1961, and thereafter one member shall be so designated annually whose term shall expire on July 1 in the years 1962, 1963, 1964, 1965 and 1966. Thereafter, appointments shall be made by the Governor in the manner hereinabove provided for terms of six years, such terms to expire on July 1 of the appropriate year. Any vacancy occurring for any cause shall be filled by the Governor in the manner provided for by law for the unexpired term.

SECTION 4. Compensation.—The members of the State Board of Corrections shall draw no salaries, but each member of the Board shall

be entitled to a per diem of ten dollars per day and actual and necessary expenses when engaged in the discharge of his official duties.

SECTION 5. Meetings—notice—quorum—rules and regulations.

—The State Board of Corrections shall hold a regular meeting on the first Monday in January, March, May, July, September and November of each year for the transaction of any and all official business. Special meetings of the Board may be called by the Chairman, and upon the petition of three members special meetings of the Board shall be called. Each member of the Board shall be given notice of special meetings and the purpose thereof, and, unless such notice has been given, no official business shall be transacted at any special meeting. Four members of the Board shall constitute a quorum for the transaction of business at any meeting of the Board. The Board shall have authority to make and promulgate rules and regulations necessary for the proper performance of its functions.

SECTION 6. Organization of Board.—The Board shall organize by the election of a Chairman and a Vice-Chairman from among its members, and shall provide for the appointment of such committees as may be expedient to the accomplishment of the duties of the Board.

SECTION 7. Removal from office—notice—hearing—appeal.—If any member of the Board shall be guilty of misconduct, persistent neglect of duty, malfeasance, misfeasance or nonfeasance in office, or has not the capacity to properly discharge his duties, he shall be subject to removal by the Governor of the State upon any of the foregoing causes being made to appear to the satisfaction of the Governor. Before removing any such officer the Governor shall inform him in writing of the specific charges brought against him and give him an opportunity, on reasonable notice, to be heard. Appeal therefrom may be made by such officer in the manner provided for in Section 1-125 of the Code of Laws of South Carolina, 1952.

SECTION 8. Board of corrections—duties.—The State Board of Corrections, together with the Director hereinafter provided for, shall be vested with the exclusive management and control of the prison system, and all properties belonging thereto, subject to the limitations of this act, and shall be responsible for the management of the affairs of the prison system and for the proper care, treatment, feeding, clothing and management of the prisoners confined therein.

SECTION 9. Director to make reports—inventory of prison property.—The State Board of Corrections shall cause the Director, hereinafter provided for, to make full and complete reports to each regular meeting of the Board of the fiscal affairs of the prison system and of the general conditions with relation thereto. On the first day of January of each year, the Board shall cause a full and complete inventory of all property of every description belonging to the prison system to be made, and there shall be set opposite each item the book and actual market value of same. Such inventory shall further include a statement of the fiscal affairs of the system as of the first day of January; and a sufficient number of copies of such inventory and report shall be printed to give general publicity thereto.

SECTION 10. Duties, powers and qualifications of Director.—The State Board of Corrections shall employ a general Director of the prison system who shall possess qualifications and training which suit him to manage the affairs of a modern penal institution, and it shall be his duty to carry out the policies of the State Board of Corrections. The Board shall manage and control the prison system through the Director selected by it. The Board shall delegate to such Director authority to manage the affairs of the prison system, subject to its control and supervision. The duty of such Director shall extend to the employment and discharge, with the approval of the Board, of such persons as may be necessary for the efficient conduct of the prison system. The Director, with the consent of the State Board of Corrections, shall have power to prescribe reasonable rules and regulations governing the humane treatment, training and discipline of prisoners, and to make provision for the separation and classification of prisoners according to sex, color, age, health, corrigibility, and character of offense upon which the conviction of the prisoner was secured.

SECTION 11. Removal of Director from office.—The State Board of Corrections shall have the power at any time to remove the Director for inefficiency, improper conduct, or for any other cause or reason after due notice to him of its intention, and an opportunity given to the Director to be heard.

SECTION 12. Fiscal records and transactions.—The Director shall keep, or cause to be kept, correct and accurate accounts of each and every financial transaction of the prison system, including all receipts and disbursements of every character. He shall receive and

receipt for all money paid to him from every source whatsoever, and shall sign all warrants authorizing any disbursement of any sum or sums on account of the prison system. He shall keep full and correct accounts with any industry, department and farm of the prison system, and with all persons, firms or corporations having financial transactions with the prison system. He shall have power to require all necessary reports from any department, officer or employee of the prison system at stated intervals.

SECTION 13. Purchase contracts to be by bid.—All contracts for the purchase of materials, supplies, equipment and sustenance for the prison system shall be upon competitive bids, except as hereinafter provided. Where the amount to be expended is in excess of the sum of two thousand dollars, the purchase shall be made upon sealed competitive bids received by the Director after ten days' advertisement in some paper or papers of general circulation in this State. Where the amount of the purchase is less than two thousand dollars, the Director shall, before letting any contract for such purchase, ask and receive not less than three sealed competitive bids for such contract. In cases of emergency, where the contemplated expenditure does not exceed five hundred dollars, the purchase may be made without competitive bids.

SECTION 14. Director may sell and dispose of products.—The Board shall have power to authorize the Director to sell and dispose of all products of all farms and interests of the industries connected with the prison system and all personal and moveable property, at such prices and on such terms as deemed best.

SECTION 15. Bond of Director.—The State Board of Corrections shall require the Director to execute a good and sufficient bond payable to the State of South Carolina in the sum of fifty thousand dollars, conditioned for the faithful performance of the duties of his office and the accurate accounting for all moneys and property coming into his hands; and it may require of other officers, employees and agents of the prison system a good and sufficient bond in such sum as it may determine upon, payable to the State of South Carolina upon like conditions. Such bonds shall be executed by a surety company authorized to do business under the laws of this State, and the premium on any such bond shall be paid by the State out of the support and maintenance fund of the prison system.

SECTION 16. Gambling at prison prohibited.—No gambling shall be permitted at any prison, farm or camp where prisoners are kept or worked. Any officer or employee engaging in, or knowingly permitting, gambling at any such prison, farm or camp shall be immediately dismissed.

SECTION 17. Contraband—penalties for possession of.—It shall be unlawful for any person to furnish any prisoner under the jurisdiction of the Department of Corrections with any matter declared by the Director to be contraband. Matters considered contraband within the meaning of this section shall be those matters determined to be such by the Director and published by him in a conspicuous place available to visitors at each correctional institution. The violation of the provisions of this section shall constitute a felony and anyone convicted thereof shall be punished by a fine of not less than one thousand dollars nor more than ten thousand dollars, or imprisonment for not less than one year nor more than ten years, or both.

SECTION 18. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 19. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R985, S640)

No. 809

An Act To Amend Section 37-186, Code Of Laws Of South Carolina, 1952, Relating To The Return To Insurance Companies Of Deposits Placed With The Insurance Commissioner, So As To Specify The Administrative Procedure To Be Followed In Such Cases By Foreign Insurance Companies And To Provide A Penalty For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 37-186, 1952 Code, amended—return of deposit of insurance companies—penalties for filing false affidavit.—Section 37-186, Code of Laws of South Carolina, 1952, is amended by inserting a period after the word “deposit” on line

five and striking out beginning on line five the following: "and he may return to the trustee or other representative authorized for that purpose of a foreign insurance company any deposit made by such company when it shall appear that such company has ceased to do business in the State and is under no obligation to policyholders or other persons in the State for whose benefit such deposit was made." and inserting in lieu thereof the following:

"Such deposits made by a foreign insurance company shall be returned by the Insurance Commissioner upon the filing with the Commissioner by the trustee or other authorized representative of such company a written request and sworn affidavit stating: (a) that the company has no contracts of insurance in force, and no unsatisfied claims outstanding, within this State; or (b) that reinsurance of all outstanding contracts and acceptance of all unsatisfied claims within this State has been provided by a company or companies authorized to transact the same kinds of business in this State, filing with the affidavit a certified copy of the reinsurance agreement. Release shall thereupon be made upon the written order of the Insurance Commissioner when he is satisfied that the above requirements have been met. The Commissioner shall be deemed the agent of such foreign insurance company for acceptance of service of any legal process in any action or proceeding against such company for any claim that might arise prior or subsequent to the return of its deposits. Any person making a false affidavit as herein required shall, upon conviction thereof, be imprisoned for a period not exceeding five years.", so that the section when amended shall read as follows:

"Section 37-186. Upon request of any domestic insurance company such officer may return to such company the whole or any portion of the securities of such company held by him on deposit when he shall be satisfied that the securities so asked to be returned are subject to no liability and not required to be longer held by any provision of law or purpose of the original deposit.

Such deposits made by a foreign insurance company shall be returned by the Insurance Commissioner upon the filing with the Commissioner by the trustee or other authorized representative of such company a written request and sworn affidavit stating: (a) that the company has no contracts of insurance in force, and no unsatisfied claims outstanding, within this State; or (b) that reinsurance of all outstanding contracts and acceptance of all unsatisfied claims within this State has been provided by a company or companies authorized

to transact the same kinds of business in this State, filing with the affidavit a certified copy of the reinsurance agreement. Release shall thereupon be made upon the written order of the Insurance Commissioner when he is satisfied that the above requirements have been met. The Commissioner shall be deemed the agent of such foreign insurance company for acceptance of service of any legal process in any action or proceeding against such company for any claim that might arise prior or subsequent to the return of its deposits. Any person making a false affidavit as herein required shall, upon conviction thereof, be imprisoned for a period not exceeding five years."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R987, S481)

No. 810

An Act To Prohibit Obtaining Credit By Use Of A Credit Card Issued To Another Without Consent Of The Person To Whom Issued Or Which Has Been Expired Or Been Cancelled Or Which Is A False, Fictitious Or Counterfeit Credit Card, And To Prescribe Penalties Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to use certain credit cards.—It shall be unlawful for any person to knowingly use for the purpose of obtaining credit, or for the purchase of goods, property or services, (1) a credit card which has not been issued to such person and which is not used with the consent of the person to whom issued or (2) a credit card which has been revoked or cancelled by the issuer of such card and notice thereof has been given to such person or (3) a credit card which has expired, or (4) a credit card which is false, fictitious or counterfeit.

SECTION 2. "Credit card" defined.—The term "Credit card" as used herein means an identification card, credit number, credit device or other credit document issued to a person, firm or corporation by

a business organization which permits such person, firm or corporation to purchase or obtain goods, property or services on the credit of such organization.

SECTION 3. "Notice" defined.—The word "notice" as used herein shall be construed to include either notice given to the purchaser in person or notice given to him in writing. Such notice in writing shall be presumed to have been given when deposited as registered or certified matter, in the United States mail, addressed to such person at his address as it appears in the files of the issuer of the credit card.

SECTION 4. Effect of presenting expired or revoked credit card.—The presentation of an expired or revoked credit card for the purpose of obtaining credit or the privilege of making a deferred payment for the article or service purchased shall be prima facie evidence of knowledge that the credit card had expired or had been revoked, if the purchaser shall not have paid to the issuer of the credit card the total amount of the credit purchase within ten days after notice that such credit card had expired or had been revoked at the time the purchase was made, which notice shall also state the amount due on such purchase.

SECTION 5. Penalties.—Any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than one hundred dollars or imprisonment for not more than thirty days if the amount of the credit or purchase obtained by such use does not exceed fifty dollars, or by a fine of not less than one hundred dollars nor more than five hundred dollars or imprisonment for not more than one year if the aggregate amount of the credit or purchase obtained by such use exceeds fifty dollars, or by both such fine and imprisonment.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R988, S501)

No. 811

An Act To Amend Section 7-16, Code Of Laws Of South Carolina, 1952, Defining The Term "Real Property" And "Real Estate", So As To Include The Definitions Of Other Words And Terms Defined In Various Sections Of Title 7; And To Repeal Sections 7-17, 7-18 And 7-19, Code Of Laws Of South Carolina, 1952, Which Individually Define The Words And Terms Collectively Defined Herein.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 7-16, 1952 Code, amended—certain court references defined.—Section 7-16, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 7-16. As used in reference to courts and court procedure in this Title the following terms shall be interpreted as follows:

(1) The words 'real property' and 'real estate,' are coextensive with lands, tenements and hereditaments;

(2) The words 'personal property,' include money, goods, chattels, things in action and evidences of debt;

(3) The word 'property' includes real and personal property; and

(4) The word 'clerk,' signifies the clerk of the court in which the action is pending and, in the Supreme Court, the clerk of the county mentioned in the title of the complaint or in another county to which the court may have changed the place of trial, unless otherwise specified."

SECTION 2. Repeal—Sections 7-17, 7-18, 7-19, 1952 Code, repealed.—Sections 7-17, 7-18, and 7-19, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R989, S503)

No. 812

An Act To Amend Section 2-21, Code Of Laws Of South Carolina, 1952, Relating To The Liability Of Owners And Operators

Of Airships To Guests Therein, So As To Make Such Applicable To Aircraft In General.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2-21, 1952 Code, amended—liability to guests on aircraft limited.—Section 2-21, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 2-21. No person transported by the owner or operator of an aircraft as his guest without payment for such transportation shall have a cause of action for damages against such aircraft, its owner or operator for injury, death or loss in case of accident unless such accident shall have been intentional on the part of such owner or operator or caused by his heedlessness or his reckless disregard of the rights of others.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R990, S504)

No. 813**An Act To Amend Section 12-60, Code Of Laws Of South Carolina, 1952, Relating To The Recording Of Copies Of Charters, So As To Delete Surplusage Relating To Acts Of Certain Deputies.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 12-60, 1952 Code, amended—recordation of charters—copies as evidence of organization.—Section 12-60, Code of Laws of South Carolina, 1952, is amended to read as follows :

“Section 12-60. A copy of such charter shall be recorded in the office of the register of mesne conveyances or clerk of court of each county in which such corporation shall have an office or place of business. Such copy shall be recorded thirty days after date of issuance of the same. A copy of the certificate issued by the Secretary of State to the board of incorporators and known as the charter, when

attested and certified by the Secretary of State or the register of mesne conveyances or the clerk of the court of any county in which such certificate is recorded, shall in all courts and places be evidence of the due organization and existence of the corporation and of the matters specified in such certificate of incorporation."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R991, S557)

No. 814

An Act To Amend Section 31-219, Code Of Laws Of South Carolina, 1952, Relating To The Discharge Of Guardians When Certain Requirements Have Been Met, So As To Set Forth Under What Conditions And To Whom A Guardian Ad Litem May Pay Out Funds Before Discharge When The Funds Are Less Than One Thousand Dollars.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 31-219, 1952 Code, amended—final discharge of guardians of certain minors—payment of funds.—Section 31-219, Code of Laws of South Carolina, 1952, is amended to read as follows :

"Section 31-219. When a minor ward for whom a guardian has been appointed under the provisions of this chapter or other laws of this State shall have attained his majority and, if incompetent, shall be declared competent by the Veterans' Administration and the court and when any incompetent ward, not a minor, shall be declared competent by the Administration and the court, the guardian shall, upon making a satisfactory accounting, be discharged upon a petition filed for that purpose.

If no further income is anticipated by the guardian and the funds held by the guardian do not exceed one thousand dollars, the guardian may pay such funds to the ward if the ward is eighteen years of age and is competent. If the ward is incompetent, the guardian

may pay the sum to his committee if one has been previously appointed. If no committee exists, then the guardian shall pay to the father or mother of the ward, if living, or either, and if neither be living then to a duly appointed committee. When the final disbursement has been made and satisfactorily accounted for, the guardian may then be discharged upon a petition filed for that purpose."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R992, S558)

No. 815

An Act To Repeal Section 67-5, Code Of Laws Of South Carolina, 1952, Making Trust Deeds Of Chattels For The Use Of The Grantor Void.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 67-5, 1952 Code, repealed.—Section 67-5, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R993, S563)

No. 816

An Act To Amend Section 8-178, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Penalty And Jurisdiction Of Magistrates In Cases Involving The Issuance Of Fraudulent Checks, Drafts Or Orders, So As To Provide That If The Amount Of The Check, Draft Or Order Be Less Than One Hundred Dollars The Offense May Be Triable In A Magistrate's Court.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 8-178, 1952 Code, amended—penalty for issuing bad checks—jurisdiction of magistrate.—Section 8-178, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 8-178. Any person so convicted shall be punished by a fine or imprisonment, in the discretion of the court. If the amount of the check, draft or order be less than one hundred dollars, the offense may be triable in a magistrate’s court.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R994, S663)

No. 817

An Act To Increase The Area Of Ward No. 17 In The City Of Columbia And To Provide Where Residents Of The Area Shall Vote.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Boundaries of Ward 17 in the City of Columbia—voting places.—Ward No. 17 in the City of Columbia shall include all of the following :

Ward 17. All that portion of the City included in the area beginning at the southern boundary line of Rosewood Drive and the center line of South Kilbourne Road and running in an easterly direction along the southern boundary line of Rosewood Drive to the eastern boundary line of Belt Line Boulevard ; thence turning and running in a northeasterly direction along the eastern boundary line of Belt Line Boulevard to the southern boundary line of Devine Street (Garners Ferry Road) ; thence turning and running in an easterly direction along the southern boundary line of Devine Street (Garners Ferry Road) ; to the eastern City Limit line ; thence turning and running in a northeasterly, westerly then northeasterly direction along the present City Limit line to the northern boundary

line of Woodlake Dr., and the present City Limit line; thence turning and running in a northwesterly direction along the northern boundary line of Woodlake Drive and the present City Limit line to a point where the present City Limit line turns and runs in a southwesterly direction; thence continuing along the present City Limit line in a southwesterly direction to the northern boundary line of Bellefield Lane; thence turning and running in a northwesterly direction along the northern boundary line of Bellefield Lane to the eastern boundary line of Brennen Road, formerly Devereaux Road; thence turning and running in a northerly direction along the eastern boundary line of Brennen Road, formerly Devereaux Road, to the center line of Trenholm Road; thence turning and running in a westerly direction along the center line of Trenholm Road to the center line of Whittaker Drive; thence turning and running in a southerly direction along the center line of Whittaker Drive to the center line of Sequoia Road; thence turning and running in a westerly direction along the center line of Sequoia Road to the eastern boundary line of the subdivision of Kilbourne Park; thence turning and running in a southerly and southwesterly direction along the eastern boundary line of the subdivision of Kilbourne Park to the center line of Devereaux Road; thence turning and running in a westerly direction along the center line of Devereaux Road to the center line of Kawana Road; thence turning and running in a southerly direction along the center line of Kawana Road to the center line of Devine Street; thence turning and running in a westerly direction along the center line of Devine Street to the center line of Kilbourne Road; thence turning and running in a southerly direction along the center line of Kilbourne Road and South Kilbourne Road to the southern boundary line of Rosewood Drive, the point of beginning. Also all that portion of the city in the area beginning at the present City Limit line and north boundary line of Fort Jackson Boulevard with its intersection with Gills Creek and running in a northeasterly direction along the north boundary line of Fort Jackson Boulevard to its intersection with a line separating property of B. D. Manning with property of Fort Jackson; thence turning and running in a northwesterly, southwesterly and westerly direction and along the property line separating Fort Jackson with B. D. Manning to the western boundary line of Fort Jackson and east boundary line of B. D. Manning property; thence turning and running in a northeasterly direction along the eastern boundary line of property of

B. D. Manning and western boundary line of Fort Jackson to the northern boundary line of property of B. D. Manning separating Manning property from Fort Jackson; thence turning and running in a northwesterly direction, then a southwesterly direction along the northern boundary line of property of B. D. Manning to Gills Creek; thence turning and running in a northerly direction along Gills Creek to its intersection with the eastern boundary line of Forest Acres; thence turning and running in a southerly direction along the eastern boundary line of Forest Acres to the southern boundary line of Forest Acres; thence turning and running in a westerly direction along the southern boundary of Forest Acres to the eastern boundary of Trenholm Road and the present City Limit line; thence turning and running in a southerly and westerly direction along the eastern and southern boundary of Trenholm Road and the present City Limit line to the eastern boundary line of Brennen Road and present City Limit line; thence turning and running in a southeasterly direction along the eastern boundary line of Brennen Road and the present City Limit line to the northern boundary line of Bellefield Lane and present City Limit line; thence turning and running in an easterly then southeasterly direction along the northern boundary line of Bellefield Lane and present City Limit line to the boundary line between lots 14 and 15, Block "E", as shown on a plat of a portion of Deaswood made by William Wingfield, Registered Surveyor, dated December 16, 1954; thence turning and running in a northeasterly direction along the rear property line of the lots in Block "E" fronting on Kathwood Drive and the present City Limit line to the northern boundary line of Woodlake Drive; thence turning and running in a southeasterly direction along the northern boundary line of Woodlake Drive and the present City Limit line to the high watermark of Lake Katherine; thence running with said high watermark, meandering generally in a southwesterly direction and then in a southeasterly direction and along the present City Limit line to Gills Creek where it flows out of Lake Katherine; thence running in a southwesterly direction along Gills Creek and the present City Limit line to the north boundary line of Fort Jackson Boulevard and the point of beginning.

Provided, however, that all qualified electors duly registered in Hampton precinct or Lakeview precinct of Richland County and residing in that portion of Hampton precinct or Lakeview precinct hereby added to Ward 17, shall be permitted, if otherwise qualified,

to vote in all elections upon presentation of registration certificates showing their registration in Hampton precinct or Lakeview precinct until December 31, 1960, after which time such electors must obtain registration certificates showing registration in Ward 17.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R997, S626)

No. 818

An Act To Provide For Some Adequate, Regular And Suitable Employment For The Convicts Of This State; To Effect The Requisitioning And Disbursement Of Prison Products; To Authorize The Establishment Of Industries At Penal Institutions; To Provide For The Purchase Of Prison-Made Goods By State Agencies And Political Subdivisions Of This State; To Fix The Price For Prison Goods; To Regulate Fiscal Affairs Of Prison Industries; To Prohibit The Sale Of Prison-Made Articles In The Open Market; To Exempt Existing Contracts From The Provisions Hereof; And To Provide Penalties For Violations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Intent of act.—The means now provided for the employment of convict labor being inadequate to furnish a sufficient number of convicts with employment, it is hereby declared to be the intent of this act :

(1) To further provide more adequate, regular and suitable employment for the convicts of this State, consistent with proper penal purposes;

(2) To further utilize the labor of convicts for self-maintenance and for reimbursing this State for expenses incurred by reason of their crimes and imprisonment; and

(3) To effect the requisitioning and disbursement of prison products directly through established state authorities with no possibility of private profits therefrom.

SECTION 2. Board of corrections to make purchases—provide industries to utilize services of convicts—produce articles for use of state agencies.—The State Board of Corrections is hereby authorized to purchase, in the manner provided by law, equipment, raw materials and supplies and to engage the supervisory personnel necessary to establish and maintain for this State at the penitentiary or any penal farm or institution now, or hereafter, under control of the Board, industries for the utilization of services of convicts in the manufacture or production of such articles or products as may be needed for the construction, operation, maintenance or use of any office, department, institution or agency supported in whole or in part by this State and the political subdivisions thereof.

SECTION 3. Agencies to purchase goods from Department of Corrections.—On and after the effective date of this act all offices, departments, institutions and agencies of this State which are supported in whole or in part by this State shall purchase, and all political subdivisions of this State may purchase, from the State Board of Corrections, articles or products made or produced by convict labor, as provided for by this act, and no such article or product shall be purchased by any such office, department, institution or agency from any other source, unless excepted from the provisions of this section, as hereinafter provided. All purchases shall be made from the Department of Corrections, upon requisition by the proper authority of the office, department, institution, agency or political subdivision of this State requiring such articles or products.

SECTION 4. Certain agencies may be allowed to purchase from other sources under certain conditions.—Exceptions from the operation of the mandatory provisions of Section 3 hereof may be made in any case where, in the opinion of the Director of the State Board of Corrections, the Chairman of the Budget and Control Board, and the State Auditor, or a majority of them, who are hereby constituted a board for such purposes, the article or articles or product or products so produced or manufactured does, or do not, meet the reasonable requirements of or for such offices, departments, institutions, agencies or, in any case, where the requisition made cannot be reasonably complied with. No such office, department, institution or agency shall be allowed to evade the intent and meaning of this section by slight variations from standards adopted by the State Board of Corrections, when the articles or products produced or manufactured under the

supervision of the Board and in accordance with its standards, are reasonably adapted to the actual needs of such office, department, institution or agency.

SECTION 5. Catalog of articles produced by Department of Corrections to be compiled and distributed.—The State Board of Corrections shall cause to be prepared, annually, at such times as it may determine, catalogues containing the description of all articles and products manufactured or produced under its supervision pursuant to the provisions of this act, copies of which catalogue shall be sent by it to all offices, departments, institutions and agencies of this State and made accessible to all political subdivisions of this State referred to in the preceding sections. At least thirty days before the commencement of each fiscal year, the proper official of each such office, department, institution or agency, when required by the State Board of Corrections, shall report to the State Board of Corrections estimates for such fiscal year of the kind and amount of articles and products reasonably required for such ensuing year, referring in such estimates to the catalogue issued by the State Board of Corrections insofar as articles and products indicated are included in this catalogue.

SECTION 6. Priority of distribution of products.—The articles or products manufactured or produced by convict labor in accordance with the provisions of this act shall be devoted, first, to fulfilling the requirements of the offices, departments, institutions and agencies of this State which are supported in whole or in part by this State; and, secondly, to supplying the political subdivisions of this State with such articles or products.

SECTION 7. Establishment of prices.—The State Board of Corrections shall fix and determine the prices at which all articles or products manufactured or produced shall be furnished, which prices shall be uniform and nondiscriminating to all, and shall be as near the usual market price for such as may be practicable.

SECTION 8. Board of corrections may promulgate rules and regulations.—The State Board of Corrections shall have power and authority to prepare and promulgate rules and regulations which are necessary to give effect to the provisions of this act with respect to matters of administration and procedure respecting the same.

SECTION 9. Moneys collected from sale of prison made goods to be placed in special account—use of such moneys.—All moneys

collected by the State Board of Corrections from the sale or disposition of articles and products manufactured or produced by convict labor, in accordance with the provisions of this act, shall be forthwith deposited with the State Treasurer to be kept and maintained as a special revolving account designated "Prison Industries Account," and such moneys so collected and deposited shall be used solely for the purchase of manufacturing supplies, equipment, machinery and buildings used to carry out the purposes of this act, as well as for the payment of the necessary personnel in charge thereof, and to otherwise defray the necessary expenses incident thereto, all of which shall be under the direction and subject to the approval of the State Board of Corrections; *provided*, however, that such "Prison Industries Account" shall never be maintained in excess of the amount necessary to efficiently and properly carry out the intentions of this act. When, in the opinion of the Governor, the "Prison Industries Account" has reached a sum in excess of the requirements of this act, such excess shall be transferred by the State Board of Corrections to the General Fund of the State.

SECTION 10. Sale of prison made goods on open market prohibited—penalties for violations—present contracts excepted—termination of present contracts.—On and after the effective date of this act, it shall be unlawful to sell or offer for sale on the open market of this State any articles or products manufactured or produced wholly or in part, in this or any other state by convicts or prisoners of this State, or any other State, except convicts or prisoners on parole or probation. Any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than two hundred dollars, nor more than five thousand dollars, or by imprisonment in jail not less than three months nor more than one year, or by both such fine and imprisonment. Each such sale or offer for sale shall constitute a separate offense under this section. *Provided*, the provisions hereof shall not be applicable to goods manufactured during the existence of the contracts executed by and between the Board of Trustees of the Penitentiary and Columbia Garment Mills and the Fibercraft Corporation. Such contracts shall be terminated as soon as practicable by the Board of Corrections and within a period not to exceed two years from the effective date of this act.

SECTION 11. Penalties.—Any person who wilfully violates any of the provisions of this act other than Section 10 hereof, shall be guilty

of a misdemeanor and, upon conviction, shall be confined in jail not less than ten days nor more than one year, or fined not less than ten dollars nor more than five hundred dollars, or both, in the discretion of the court.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R999, S680)

No. 819

An Act To Amend Act No. 886 Of The Acts Of 1958, Relating To Business Development Corporations, So As To Permit The Participation Of The Small Business Administration Under The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (2) of Section 1 of Act 886 of 1958, amended—small business administration may participate in business development corporations.—Item (2) of Section 1 of Act No. 886 of the Acts of 1958 is amended by striking the period at the end thereof and adding the following: “, including the Small Business Administration, an agency of the United States Government.”, so that when amended Item (2) shall read as follows:

“(2) ‘Financial institution’: Any banking corporation or trust company, building and loan association, insurance company or related corporation, partnership, foundation, or other institution engaged primarily in lending or investing funds, including the Small Business Administration, an agency of the United States Government.”

SECTION 2. Item (3) (b) of Section 2 of Act 886 of 1958, amended—business development corporations may borrow money from members and small business administration.—Item (3) (b) of Section 2 of Act No. 886 of the Acts of 1958 is amended by striking the words “from the members” in line one and inserting in lieu thereof after the word “only” in line 1 the words “from the members and the Small Business Administration, an agency of the United States

Government," so that when amended Item (3) (b) shall read as follows:

"(3) (b). To borrow money only from the members and the Small Business Administration, an agency of the United States Government, for any of the purposes of the corporation; to issue therefor its bonds, debentures, notes or other evidences of indebtedness, whether secured or unsecured, and to secure the same by mortgage, pledge, deed of trust or other lien on its property, franchises, rights and privileges of every kind and nature or any part thereof or interest thereon, without securing stockholder or member approval, provided that no loan to the corporation shall be secured in any manner unless all outstanding loans to the corporation shall be secured equally and ratably in proportion to the unpaid balance of such loans and in the same manner."

SECTION 3. Item (3) (c) of Section 2 of Act 886 of 1958, amended—loans by business development corporations.—Item (3) (c) of Section 2 of Act No. 886 of the Acts of 1958 is amended by inserting between the words "loans" and "to" in line one the words ", or to participate with the Small Business Administration, an agency of the United States Government, in loans", so that when amended Item (3) (c) shall read as follows:

"(3) (c). To make loans, or to participate with the Small Business Administration, an agency of the United States Government, in loans to any person, firm, corporation, joint-stock company, association or trust, and to establish and regulate the terms and conditions with respect to any such loans and the charges for interest and service connected therewith; *provided*, however, that the corporation shall not approve any application for a loan unless and until the person applying for such loan shall show that he has applied for the loan through ordinary banking channels and that the loan has been refused by at least one bank or other financial institution."

SECTION 4. Item (3) (h) of Section 2 of Act 886 of 1958, amended—business development corporations to cooperate with certain State, Federal and local agencies.—Item (3) (h) of Section 2 of Act No. 886 of the Acts of 1958 is amended by inserting between the word "agencies" and the ";" in line two the words ", including the Small Business Administration, an agency of the United States Government" so that when amended Item (3) (h) shall read as follows:

“(3) (h) To cooperate with and avail itself of the facilities of the State Development Board and any similar governmental agencies, including the Small Business Administration, an agency of the United States Government; and to cooperate with and assist, and otherwise encourage, organizations in the various communities of the State in the promotion, assistance and development of the business prosperity and economic welfare of such communities or of this State or of any part thereof.”

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1004, S692)

No. 820

An Act To Divide School District No. 1 Of Bamberg County And To Define The Constitution Of The Newly-Constituted Bamberg School District No. 1 And Ehrhardt School District No. 3; To Provide For The Bonded Indebtedness; And To Provide For The Distribution Of Funds Accruing To The Respective Districts.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Bamberg County School District No. 1 divided—areas of new districts defined.—School District No. 1 of Bamberg County is hereby divided into Bamberg School District No. 1 and Ehrhardt School District No. 3, and shall be constituted as follows: Bamberg School District No. 1—to be composed of School Districts Nos. 1, 2, 3, 5, 6, 7, 14, 16, and 18 as these school districts existed and with such boundaries as were had prior to the consolidation of school districts in the county on September 21, 1951. Ehrhardt School District No. 3—to be composed of School Districts Nos. 17, 19, 20, 22 and 24 as these school districts existed and with such boundaries as were had prior to the consolidation of school districts in the county on September 21, 1951.

SECTION 2. Trustees — number — appointment — terms.—Bamberg School District No. 1 and Ehrhardt School District No. 3

shall each have five school trustees who shall be appointed as now provided by law for other school districts of Bamberg County. Their terms of office shall be for four years; however, of those first appointed, two shall be for four years, two shall be for three years, and one shall be for one year.

SECTION 3. Determination of necessary millage—tax levy.—

The trustees of each district shall determine the necessary millage to be levied for the purpose of operating the schools in the districts for the fiscal year 1960-1961. After the necessary millage to be levied has been determined, the trustees shall notify the Auditor of Bamberg County who shall levy, and the treasurer shall collect, the necessary taxes which shall be placed in the treasury to the credit of the school districts concerned. *Provided*, that before any taxes shall be levied for the operation of the schools for the fiscal year 1960-1961, such tax levy shall be approved by the governing body of the county.

SECTION 4. Proration of cash between the districts—Ehrhardt District charged with debts of former district for equitable reasons.—

All cash on hand applicable for school operations and all cash received from taxes levied for school operating purposes for all fiscal years preceding that next ensuing shall be prorated between the school districts herein created, in proportion to their latest official assessments. Similarly, future entitlements resulting from allocations by the State Educational Finance Commission shall be equitably proportioned, but bonded debt of the school district shall become the sole obligation of Ehrhardt School District No. 3. It shall be entitled to all sinking funds and all moneys deriving from taxes levied for the payment of the principal and interest on such bonded debt. In so providing, the General Assembly has ascertained that the only debt of former School District No. 1 was a debt which it assumed upon its creation. Such debt has been the debt of a school district whose area lies wholly within Ehrhardt School District No. 3 which is created herein. As a consequence, it has been determined that it is equitable and just that the debt be restored to the area originally incurring the debt.

SECTION 5. Distribution of tax revenue from industry.—Any tax revenue derived from any industry with respect to which county-wide funds have been or may be used for any purpose whatever shall be distributed as follows: one-half shall go to Denmark School District No. 2 and one-half shall go to Bamberg School District No.

1 and Ehrhardt School District No. 3 together. The one-half share of the total tax revenue distributed to Bamberg School District No. 1 and Ehrhardt School District No. 3 shall be distributed between them in such manner as their respective school boards may determine.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1005, S719)

No. 821

An Act To Repeal Act No. 652 Of The Acts Of 1956, Providing That Certain Moneys Received By Clarendon County Shall Be Spent To Supplement Teachers' Salaries.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 652 of 1956 repealed.—Act No. 652 of the Acts of 1956 is hereby repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1006, S695)

No. 822

An Act To Designate The Voting Wards For Municipal Elections In The City Of Aiken.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Voting wards for municipal elections designated in City of Aiken.—For the purpose of voting in primary, general and special municipal elections in the City of Aiken, there are hereby established the following wards :

Ward No. 1, which shall include that portion of Aiken Precinct No. 1 as described in Act No. 396 of 1957 lying within the municipal

limits of the City of Aiken. County registration certificates valid for use in Aiken Precinct No. 1 shall be valid for use in municipal elections in this ward only.

Ward No. 2, which shall include that portion of Aiken Precinct No. 2 as described in Act No. 396 of 1957 lying within the municipal limits of the City of Aiken. County registration certificates valid for use in Aiken Precinct No. 2 shall be valid for use in municipal elections in this ward only.

Ward No. 3, which shall include that portion of Aiken Precinct No. 3 and Aiken Precinct No. 4 as described in Act No. 396 of 1957 lying within the municipal limits of the City of Aiken. County registration certificates valid for use in Aiken Precinct No. 3 and Aiken Precinct No. 4 shall be valid for use in municipal elections in this ward only.

SECTION 2. Voting places.—The voting places for municipal elections shall be at such location within the respective wards as may be prescribed by the City of Aiken provided that the voting place for Ward No. 3 shall be in proximity to, but not necessarily within, the boundaries of Ward No. 3.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1008, H1148)

No. 823

An Act To Provide That Notice Of Field Trials Shall Be Given To The Wildlife Resources Department, To Provide That Certain Nonresidents May Participate In Field Trials Without Being Required To Procure A Hunting License, And To Provide That No Game Shall Be Take During Such Trials Except During Open Season For Such Game.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Notice of field trials required—nonresident participants not required to buy hunting licenses—game to be taken

during open season only.—Any hunting club or association which sponsors any field trial shall give written notice to the Wildlife Resources Department at least ten days before the field trial is to take place. Any nonresident participating in any such field trial shall not be required to procure a hunting license provided the participant is not carrying a firearm and no game is taken.

Provided, that no game may be taken in any field trial except during open season for such game.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1009, H1513)

No. 824

An Act To Amend Section 20-24, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Issuance Of Marriage Licenses, So As To Provide For Oaths As To Ages And To Permit The Use Of Selective Service Identification Cards, Military Identification Cards, Passports And Visas To Establish Ages And To Repeal Act No. 896 Of The Acts Of 1958, Relating To The Use Of Military Service Identification Cards To Establish Ages.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subdivision (b) of Section 20-24, 1952 Code, amended—proof of age of applicants for marriage licenses—certain documents may be used as proof.—Subdivision (b) of Section 20-24, Code of Laws of South Carolina, 1952, as amended, is amended further to read as follows:

“(b) The probate judge shall not issue any license to any applicant under the age of twenty-one years until he or she has filed a birth certificate or certified copy thereof showing that he or she is of lawful age, which copy shall be filed in the records of his office with the application for such license. If the applicant shall certify in writing to the probate judge that he or she, after a diligent effort, is unable

to obtain a birth certificate, the applicant shall then be required to have one of his or her parents or person with whom he or she resides, or guardian, execute an affidavit before any person authorized by law to administer an oath and under seal, which affidavit shall contain such information as will establish the age of the applicant.

Persons applying for marriage licenses in lieu of furnishing birth certificates may present the following for the purpose of establishing their ages: military service identification cards, selective service identification cards, passports and visas."

SECTION 2. Act 896 of 1958 repealed.—Act No. 896 of the Acts of 1958 is hereby repealed.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1010, H1518)

No. 825

An Act To Amend Act No. 836 Of The Acts Of 1952, As Amended, Relating To The Definition Of Licensed Physicians, So As To Further Define Licensed Physicians Where A Patient Must Be Examined When Institutionalized Or Temporarily Residing In Another State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subdivision (d) of Section 1 of Article I of Act 836 of 1952, amended—licensed physician and licensed physician-nonresident—defined.—Subdivision (d) of Section 1 of Article I of Act No. 836 of the Acts of 1952 is amended to read as follows:

"(d) Licensed physician—An individual licensed under the laws of this State to practice medicine or a medical officer of the Government of the United States while in this State in the performance of his official duties.

Licensed physician-nonresident—An individual licensed under the laws of another state to practice medicine or a medical officer of the Government of the United States while performing his official duties

in such state may examine a patient who is institutionalized or is temporarily visiting or residing in another state but his domiciliary residence is in a particular county in South Carolina."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1011, H1868)

No. 826

An Act To Amend Sections 65-751 And 65-753, As Amended, And Sections 65-763, 65-765 And 65-768, Code Of Laws Of South Carolina, 1952, Relating To Soft Drinks Taxes, So As To Define Liability For The Tax On Soft Drinks; To Define "Syrup", "Bottled Soft Drinks", "Bottle" Or "Bottles", And "Bottled Drinks"; And To Exempt Bottled Soft Drinks Containing Thirty Per Cent, Or More, Of Natural Fruit Or Natural Vegetable Juice Or Natural Liquid Milk; To Provide For Analysis Of Soft Drinks By The State Department Of Agriculture; And To Provide For The Affixing Of Stamps Or Crowns On Certain Bottled Drinks.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-751, 1952 Code, amended—License tax on "soft drinks".—Section 65-751, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"Section 65-751. Every person doing domestic or intrastate business within this State and engaging in the business of selling, manufacturing, purchasing, consigning, using, shipping or distributing, for the purpose of sale within this State, bottled drinks of every kind whatsoever, including but not limited to the following articles or things, viz: soda water, ginger ale, coca-cola, lime-cola, pepsi-cola, near beer, fruit juices, vegetable juices, and all fountain drinks and other beverages and things commonly designated as 'soft drinks' shall, for the privilege of carrying on such business, be subject to the payment of a license tax which shall be measured by and graduated

in accordance with the sales of such person within the State, except as may be otherwise provided in this article."

SECTION 2. Section 65-753, 1952 Code, amended—"syrup" defined.—Section 65-753, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

"Section 65-753. - For the purpose of this chapter, the word 'syrup' shall be defined as being the compound mixture or basic ingredients used in the making, mixing or compounding of soft drinks at soda fountains by the mixing with it of water, ice, fruits, milk or any other product suitable to make a complete soft drink, among such syrups being such products as coca-cola syrup, chero-cola syrup, lemon syrup, vanilla syrup, chocolate syrup, rock candy syrup, simple syrup, nu-grape syrup, cherry smash syrup and all prepared syrups sold for the purpose of mixing soft drinks at soda fountains."

SECTION 3. Section 65-763, 1952 Code, amended—"bottled soft drinks," "bottle" and "bottled drinks," defined.—Section 65-763, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-763. 'Bottled soft drinks', as the term is used in this chapter, shall be defined as being any complete finished ready to use, nonalcoholic drink, whether carbonated or not, such as soda water, ginger-ale, nu-grape, coca-cola, lime cola, pepsi-cola, budwine, near beer, fruit juice, vegetable juice, milk drinks when any flavoring or syrup is added, cider, cordials, bottled carbonated water and all bottled preparations commonly referred to as soft drinks of whatever kind or description.

The words 'bottle' or 'bottles', as used in this chapter, shall mean in every instance any closed or sealed glass, metal, paper, or any other type of bottle or container, regardless of the size of such container.

The phrase 'bottled drinks' as used in this chapter shall mean in every instance soft drinks in any closed or sealed glass, metal, paper, or any other type of bottle or container, regardless of the size of such container."

SECTION 4. Section 65-765, 1952 Code, amended—certain milk, fruit and vegetable bottled soft drinks exempt from soft drink tax—analysis of exempted products—"natural fruit juice," "natural vegetable juice" and "natural liquid milk" defined—effect of finding that product does not qualify for exemption.—Section

65-765, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 65-765. All bottled soft drinks containing thirty per cent, or more, by volume of natural fruit or natural vegetable juice, as hereinafter defined, and all bottled natural liquid milk drinks containing thirty per cent, or more, of natural liquid milk, as hereinafter defined, shall be exempt from the tax imposed by this chapter.

The Tax Commission or any duly authorized representative may at any time take samples of any product for which exemption has been claimed, from any and all persons offering such products for sale, for the purpose of ascertaining by analysis the contents thereof. The samples shall be clearly marked for identification and shall be forthwith transmitted to the South Carolina Department of Agriculture, who shall, without charge, within ten days of receipt thereof, cause an analysis to be made and render to the Tax Commission a statement of said analysis, including therein the percentage of natural fruit juice or natural vegetable juice or natural liquid milk contained in the sample.

The terms 'natural fruit' or 'natural vegetable juice', as used in this section, shall mean the original resultant liquid resulting from the pressing of sound ripe fruit or vegetables or the liquid resulting from the reconstitution of natural fruit or natural vegetable juice concentrate, to wit: the restoration of water to dehydrated natural fruit or natural vegetable juices. The term 'natural liquid milk', as used in this section, shall mean natural liquid milk regardless of butterfat content or shall mean reconstituted natural milk concentrate regardless of butterfat content, to wit: the restoration of water to dehydrated natural milk.

Where any product is found to contain less than thirty per cent by volume of natural fruit or natural vegetable juice or any product is found to contain less than thirty per cent by volume of natural liquid milk, the tax imposed by this chapter shall apply to all sales of said product on and after the effective date of this act, and all such products offered for sale and not properly stamped shall be subject to confiscation as provided by Section 65-857, as amended."

SECTION 5. Section 65-768, 1952 Code, amended—affixing of stamps or crowns on certain bottled drinks brought into State.—Section 65-768, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following: "*Provided*, notwithstanding any other provision of law, where such bottled drinks

are brought into the State in closed crates, or closed boxes, or sealed cartons, such stamps or crowns shall be affixed within twenty-four hours of receipt by the person receiving said drinks for sale at retail. In the event that any such bottled drinks shall be removed from the original case, crate or carton, said bottled drinks shall be stamped at the time of removal. In the event that any such bottled drinks are sold for use or consumption, the seller shall stamp the individual containers prior to delivery to the customer."

SECTION 6. Saving clause.—If any portion of this act shall be declared invalid, such declaration shall not affect the other provisions of this Article 5 of Chapter 10 of Title 65, Code of Laws of South Carolina, 1952.

SECTION 7. Time effective.—This act shall take effect July 1, 1960.

Approved the 24th day of May, 1960.

(R1012, H1906)

No. 827

An Act To Amend Item (13) Of Section 65-259, Code Of Laws Of South Carolina, 1952, Relating To Net Operating Loss Carry Forward, So As To Clarify The Deduction With Respect To The Establishment Or Completion Of New Businesses Or Industries.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Item (13) of Section 65-259, 1952 Code, amended—net operating loss carry forward—deduction clarified with respect to establishment or completion of new businesses or industries.—Item (13) of Section 65-259, Code of Laws of South Carolina, 1952, is amended by adding new subitem (e) to read as follows :

"(e) The benefits of this subsection shall be available to taxpayers establishing or completing additional industries or businesses within this State with respect to each additional distinctly separate new business or industry, established or completed within this State during the calendar year 1960 and thereafter, whether or not the taxpayer involved has elected under Act 731 of 1958, as amended, to allocate and apportion for income tax purposes, income from sources

partly within and partly without this State; *provided*, that the taxpayer so situate shall make an election in writing to the South Carolina Tax Commission in the first income tax return filed after the establishment or completion of the new facility, to report on a separate accounting basis the net income or net loss of such additional distinctly separate new businesses or industries; *provided*, further, that separate accounting for such additional facility shall not be available after the net operating losses provided for by this subsection have been absorbed and applied."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act, upon approval by the Governor, shall be effective for taxable years beginning after December 31, 1959.

Approved the 24th day of May, 1960.

(R1014, H2034)

No. 828

An Act To Amend Section 28-881, Code Of Laws Of South Carolina, 1952, As Amended, Which Regulates, In Part, The Fishing For Shad And Sturgeon, So As To Specify A Point For The Forty-Mile Limit On The Combahee River.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Subsection (1) of Section 28-881, 1952 Code, amended—shad season—forty-mile limit.—Subsection (1) of Section 28-881, Code of Laws of South Carolina, 1952, as amended, is further amended by changing the semicolon in the last line of the subsection to a period and striking out the word "and", and adding at the end thereof the following: "The point forty miles from the mouth of the Combahee River is designated as Rose Hill; and," so that when so amended Subsection (1) shall read as follows:

"(1) From a point forty miles from the mouth of any stream in which shad may run on to the waters of its source the closed season for shad shall be from the twentieth day of April in each year until the first day of February of the following year, but on the Edisto River the closed season for the taking of shad shall be from April

twentieth in each year until February first of the following year from the mouth of Penny Creek to the headwaters of the Edisto River. The point forty miles from the mouth of the Combahee River is designated as Rose Hill; and,".

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1015, H2047)

No. 829

An Act To Set The Terms Of Magistrates In Kershaw County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Terms of Kershaw County Magistrates.—Future appointments of Magistrates in Kershaw County, except those to fill unexpired terms, shall be for a term of four (4) years; Provided, however, that to provide uniformity of terms, all terms of Magistrates hereafter appointed shall expire on December 31, 1963, and each four years thereafter.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960

(R1016, H2238)

No. 830

An Act To Amend Section 65-1644, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Filing Of Returns Of Property For Taxation, So As To Provide That Any County May Waive Penalties For Failing To Make Such Statement Of Return Or May Provide That Such Statements Shall Be Made Every Fourth Year.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. ~~Section 65-1644, 1952 Code, amended—when returns of property to be made—transfers—counties may waive certain provisions—Marlboro County may use special form.—~~ Section 65-1644, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 65-1644. Every person required by law to list property shall, annually, between the first day of January and the first day of March, make out and deliver to the auditor of the county in which the property is by law to be returned for taxation a statement, verified by his oath, of all the real estate which has been sold or transferred since the last listment of property for which he was responsible and to whom and of all real and personal property possessed by him, or under his control, on the thirty-first day of December next preceding, either as owner, agent, parent, husband, guardian, executor, administrator, trustee, receiver, officer, partner, factor or holder with the value thereof, on such thirty-first day of December, at the place of return, estimating according to the rules prescribed by law, except that the returns of corn, cotton, wheat, oats, rice, peas and long forage, made on the day specified by law, shall be the amounts actually on hand in the hands of the producer thereof on the first day of August, immediately preceding the date of such return. *Provided*, that any county upon the written approval of a majority of the county legislative delegation, including the Senator, may waive penalties for failing to make such statement or may provide that such statement shall be made every fourth year. *Provided*, further, that returns of property in the County of Marlboro may be made upon a special form furnished by the county through its county board of assessors and approved by the Comptroller General.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed except that this act shall not repeal or alter any prior law or laws applying to particular counties which allow or provide for returns of real property more frequently than every four years.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1017, H2276)

No. 831

An Act To Amend Section 14-1262, Code Of Laws Of South Carolina, 1952, Relating To The Board Of Township Commissioners For Folly Island In Charleston County, So As To Increase The Number Of Members Of The Board From Three To Five, And To Provide That The Members Must Be Residents Or Property Owners Of Folly Island, If The Results Of The Referendum Herein Provided Result Favorably Thereto.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 14-1262, 1952 Code, amended—Folly Island Township Commissioners — n u m b e r — election—vacancies.—Section 14-1262, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 14-1262. Said township shall be governed by a board of five township commissioners—all of whom must be residents or property owners of Folly Island. The township commissioners shall next be elected in the general election to be held in 1960 for terms of four years commencing January 1, 1961, and until their successors shall have been elected and qualified, their successors to be elected in the general election held next before the expiration of their terms. Should any township commissioner during the term of his office cease to be an actual resident or property owner of Folly Island the office held by such township commissioner shall become vacant. In the event of any vacancy in any of said offices, however caused, it shall be filled for the unexpired term by the Governor upon the recommendation of a majority of the county legislative delegation and the Senator.”

SECTION 2. Referendum concerning increase in number of commissioners.—A referendum shall be held on the same day as the Democratic Primary in 1960 to determine whether or not the qualified electors of Folly Island Township favor increasing the number of members of the Board of Township Commissioners for Folly Island from three to five. Ballots shall be provided at the voting precinct with the following written or printed thereon: “Do you favor increasing the number of members of the Board of Township Commissioners for Folly Island from three to five?”

Yes ☐

No ☐

Those voting in favor of increasing the number of members of the board shall deposit a ballot with a cross or check mark in the square opposite the word 'Yes', those opposed to increasing the number of members of the board shall deposit a ballot with a check or cross mark in the square opposite the word 'No'."

The officials responsible for canvassing the results of the election shall, within ten days, certify such results to the Clerk of Court of the County and to the Secretary of State.

SECTION 3. Number of commissioners increased if election favorable.—If a majority of the qualified electors voting in the election favor increasing the number of members of the Board of Township Commissioners for Folly Island, then Section 1 of this act shall become effective.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1018, H2322)

No. 832

An Act To Amend Section 28-861.3 Of The Code, As Created By Act No. 259 Of The Acts Of 1959, Authorizing The Wildlife Resources Commission To Shorten Or Extend The Season On Trawling For Shrimp Or Prawn, So As To Allow The Commission To Shorten Or Extend The Season For Trawling For Shrimp In The Area Lying Between The Three-Mile Limit And The Sounds; And To Amend Section 28-876 Of The Code, As Created By Act No. 259 Of The Acts Of 1959, Relating To The Open Season For Trawling For Crabs, So As To Allow The Commission To Shorten Or Extend The Season For Trawling For Crabs Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 28-861.3, 1952 Code, amended—seasons for trawling for shrimp or prawn may be changed.—Section 28-861.3

of the Code, as created by Act No. 259 of the Acts of 1959, is amended to read as follows:

"Section 28-861.3. The chairman of the commission may shorten or extend the season by not more than thirty days in any area set forth in Sections 28-861 and 28-861.1, but before doing so the Bears Bluff Laboratories should be consulted and its recommendations should be followed by the commission."

SECTION 2. Section 28-876, 1952 Code, amended—season for trawling for crabs may be changed.—Section 28-876 of the Code, as created by Act No. 259 of the Acts of 1959, is amended to read as follows:

"Section 28-876. It shall be lawful to trawl for crabs within a three-mile limit and in sounds and bays during the months of December, January, February and March of each year.

The chairman of the commission may shorten or extend the season by not more than thirty days in any area where it is now lawful to trawl for crabs but before doing so the Bears Bluff Laboratories should be consulted and its recommendations should be followed by the commission."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

An Act To Authorize The Treasurer Of Greenville County To Borrow Money For Certain Purposes And Upon Certain Conditions; To Amend Section 14-451, Code Of Laws Of South Carolina, 1952, Relating To The Borrowing Of Money By Counties, So As To Exempt Greenville County From The Provisions Thereof And To Repeal Section 14-456, Code Of Laws Of South Carolina, 1952, Relating To The Borrowing Of Money By Greenville County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1.—Greenville County may borrow money.—Upon the approval by the county board of commissioners the Treasurer of Greenville County may for any fiscal year borrow upon the faith and credit of the county sufficient money to pay, in advance of the collection of taxes therefor, ordinary county expenses, school claims and past due claims against the county. As security for the repayment of such loans with interest, the treasurer may pledge the taxes to be collected and applicable to such claims. The amount so borrowed in any year shall not exceed the tax levy pledged for that year, and the rate of interest shall be the most favorable rate obtainable.

SECTION 2. Section 14-451, 1952 Code, amended—Greenville County deleted.—Section 14-451, Code of Laws of South Carolina, 1952, is amended by deleting Greenville County from the provisions thereof.

SECTION 3. Repeal—Section 14-456, 1952 Code, repealed.—Section 14-456, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1024, H2548)

No. 834

An Act To Authorize The Treasurer Of Greenville County To Destroy The Records Of Paid Up Bond Issues.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenville County Treasurer may destroy records of paid up bond issues.—The Treasurer of Greenville County is hereby authorized to destroy, upon approval by the county board of commissioners, all records of any bond issue upon the expiration of twelve months after the date of the final payment on such issue.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1025, H2552)

No. 835

An Act To Amend Act No. 801 Of The Acts Of 1952, As Amended, Relating To Election Of Trustees For School Districts Nos. 1 And 2 Of Calhoun County, So As To Eliminate The Trustee At Bellville.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 801 of 1952, amended—election of trustees for School Districts 1 and 2 in Calhoun County.—Section 1 of Act No. 801 of the Acts of 1952, is amended by deleting the words "Bellville one trustee for two years," on line 7 of the second paragraph, so that, when so amended, Section 1 shall read as follows: "Section 1. The Calhoun County Board of Education shall cause an election to be held on the first Tuesday of March, 1952, and every even year thereafter for the purpose of electing trustees for School Districts Nos. 1 and 2. Notice of all elections shall be published at least ten days in advance in a newspaper of general circulation in the county and posted in three conspicuous places within the districts. The voting precincts shall be the same as those used in the general election and no special registration shall be required to vote.

The number and terms of office of the trustees of School District No. 1, composed of Caw Caw, Amelia and Sandy Run Townships shall be as follows: At the St. Matthews and Dixie precincts the trustee receiving the highest number of votes shall serve for four years and the trustee receiving the next highest number of votes shall serve for a term of two years, Ft. Motte one trustee for four years, Bethel one trustee for four years, Sandy Run one trustee for two years, Sunny Plain one trustee for four years, Murph Mill one trustee for two years, and Center Hill one trustee for four years.

The number and terms of office of the trustees for School District No. 2, composed of Pine Grove and Lyons Townships, shall serve as follows:

At the Cameron precinct the three trustees receiving the highest number of votes shall serve for a term of four years and the two trustees receiving the next highest number of votes shall serve for a term of two years. At the Midway precinct the trustee receiving the highest number of votes shall serve for a term of four years and the trustee receiving the next highest number of votes shall serve for a term of two years. At the Creston precinct the trustee receiving the

highest number of votes shall serve for a term of four years and the trustee receiving the next highest number of votes shall serve for a term of two years. At the Lone Star precinct the two trustees receiving the highest number of votes shall serve for a term of four years and the one trustee receiving the next highest number of votes shall serve for a term of two years. *Provided*, election for the trustees of the Lone Star precinct shall be held on the eighteenth day of May, 1954, and thereafter shall be held as herein provided."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1029, H2260)

No. 836

An Act To Amend Section 28-971, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Restricted Areas Of The Coastal Waters And Ocean Beds Of Charleston County, So As To Further Provide For Certain Areas Oceanward From Folly Island.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Subsection (2) of Section 28-971, 1952 Code, amended—restricted areas of coastal waters and ocean beds in Charleston County.—Subsection (2) of Section 28-971, Code of Laws of South Carolina, 1952, is amended to read as follows:

"(2) That portion or area lying southwest of a line running due southeast (true), starting at a point on the southwest shore of the inlet known as Morris Island Lighthouse Inlet on the Folly Island side of said inlet, which point is where the southwest shore of said inlet at mean high water intersects the ocean beach line of Folly Island and which line runs from said point southeast (true) one mile into the ocean and lying northeast of a line running southeast (true), starting at a point where West Sixth Street intersects the ocean beach of Folly Island, and which line runs from said point southeast (true) one mile into the ocean; the area so designated being all that

lies to the southeast of the ocean beach or shore of Folly Island between the two lines hereinabove designated and extending one mile into the ocean; except that the southwest end of the aforesaid area from Stono Inlet to 6th Street is unrestricted to within a quarter mile of the beach at low water mark; and”.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1030, H2332)

No. 837

An Act To Amend Section 65-801, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Admissions Tax, So As To Impose Certain Taxes And To Exempt Certain Functions And Activities From Such Tax, And To Amend Section 65-226, Code Of Laws Of South Carolina, 1952, Specifying Certain Organizations That Are Exempted From The Provisions Of The State Income Tax, So As To Include Textile Expositions Within The Provisions Of This Section.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 65-801, 1952 Code, amended—admissions tax—exemptions.—Section 65-801, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 65-801. There shall be levied, assessed, collected and paid upon all paid admissions to all places of amusement within this State a license tax of one cent for each ten cents or fractional part thereof paid for any such admission, provided no tax shall be charged or collected:

- (1) On account of any stage play or any pageant in which wholly local or nonprofessional talent or players are used;
- (2) On admissions to athletic contests in which a junior American Legion athletic team is a participant unless the proceeds inure to any individual or player in the form of salary or otherwise;

(3) On admissions to high school or grammar school games or on general gate admissions to the State fair or any county or community fair;

(4) On admissions charged by any eleemosynary or non-profit corporation or organization;

(5) On admissions to non-profit public bathing places;

(6) On admissions to any hunting or shooting preserve; and

(7) On admissions to privately-owned fish ponds or lakes.

The tax imposed by this section shall be paid by the person or persons paying such admission price and shall be collected and remitted to the South Carolina Tax Commission by the person or persons collecting such admission price. The tax imposed by this section shall not apply to any amount separately stated on the ticket of admission for the repayment of money borrowed for the purpose of constructing an athletic stadium or field by any accredited college or university."

SECTION 2. Subsection (4) of Section 65-226, 1952 Code, amended—certain organizations exempt from income taxes.—Subsection (4) of Section 65-226, Code of Laws of South Carolina, 1952, as amended, is further amended by inserting the words ", textile expositions" in line one between the words "chambers of commerce" and "or boards of trade", so that when so amended subsection (4) of Section 65-226 shall read as follows:

"(4) Business leagues, chambers of commerce, textile expositions or boards of trade, not organized for profit and no part of the net earnings of which inures to the benefit of any private stockholder or individual;".

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

Of The Cooper River Park And Playground Commission In Charleston County, So As To Provide That Its Jurisdiction Shall Extend Over All The Area Embraced In The North Charleston Consolidated Public Service District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 51-261, 1952 Code, amended—Cooper River Park and Playground Commission—jurisdiction.—Section 51-261, Code of Laws of South Carolina, 1952, as amended, is further amended by striking the last word on line 7 and lines 8 and 9 in their entirety and inserting in lieu thereof the following: “designated on a plat recorded March 30, 1960 in the RMC Office of Charleston County in Plat Book M, Page 111.”, so that when so amended the section shall read as follows:

“Section 51-261. There is hereby created a commission to be known as the Cooper River Park and Playground Commission whose territorial jurisdiction shall extend over all that area in Charleston County north of the City of Charleston and known as North Charleston Consolidated Public Service District as the same is designated on a plat recorded March 30, 1960 in the RMC Office of Charleston County in Plat Book M, Page 111.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1035, H2541)

No. 839

An Act To Provide For The Sale Of Abandoned School Property In Laurens County And For The Release Of Certain Reversionary Interests.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Laurens County schools may sell abandoned property.—Any school district in Laurens County may sell and convey any abandoned school property in the district in accordance

with the provisions of this act. If the abandoned property is in the immediate neighborhood of an organized church or other community organization, the church or such other community organization desiring to purchase the property to be used for a community house or for other community projects may be allowed to purchase the property at such price as may be deemed fair and just by the board of trustees. If the property is not sold or released to a church or other community organization then the board of trustees may negotiate or advertise the same for sale to the public and may sell the property to the highest bidder, reserving the right to reject any and all bids. The proceeds from the sale of any abandoned school property shall be turned over to the general school fund and shall be used for school purposes. Deeds of conveyance shall be made to the purchaser by the chairman and secretary of the board of trustees. All conveyances made by the board of trustees shall be made by and with the consent of the County Board of Education.

SECTION 2. Release of property previously conveyed.—In the event the abandoned property has heretofore been conveyed to some community center or other organized group and it shall be determined by the board of trustees that the reversions provided in the plan of conveyance should be released, then the board of trustees may release the property in fee simple to the organization at such price as may be deemed fair and just by the board of trustees.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1036, H2545)

No. 840

An Act To Provide For The Master's Fees In Greenville County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Master's fees for Greenville County.—In Greenville County the master shall receive :

(1) For every day spent in the business of a reference, six dollars, but the parties may agree in writing on any other rate of compensation;

(2) For making and filing each report in a cause, six dollars;

(3) For swearing and taking the testimony of each witness produced, fifty cents;

(4) As commissions on moneys passing through his hands by sales or otherwise, the same rates as are allowed by law to sheriffs;

(5) For each appointment of a guardian ad litem, four dollars;

(6) For making and certifying, upon proper application to him, any order which the master is authorized to grant, four dollars;

(7) For taking, transcribing and filing any bond of a guardian, receiver or trustee or any injunction or ne exeat bond, six dollars;

(8) For examining and auditing accounts of a guardian, receiver or trustee, two dollars;

(9) For granting a commission to take testimony of witnesses or answers of absent defendants, two dollars;

(10) For every deed or mortgage prepared or executed by him, seven dollars and fifty cents; and

(11) For proceedings on a petition for homestead, ten dollars.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1038, H2016)

No. 841

An Act To Amend Section 46-35, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Issuance of Special Farm Vehicle Licenses, So As To Provide That No Registration or Licensing Shall Be Required For Certain Farm Trailers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 46-35, 1952 Code, amended—subsection (c) 1 added—not necessary to register or license certain farm trailers.—Section 46-35, Code of Laws of South Carolina, 1952,

as amended, is further amended by adding a new subsection to be designated (c) 1, as follows:

“(c) 1. Trailers and semitrailers with an actual unloaded weight of fifteen hundred pounds or less and carrying a load capacity not exceeding twenty-five hundred pounds, which are designed, adapted and used exclusively for agriculture, horticulture or livestock raising operations or for lifting or carrying an implement of husbandry, need not be registered or licensed.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon the licensing year beginning November 1, 1960.

Approved the 24th day of May, 1960.

(R1039, H2313)

No. 842

An Act To Provide That The State Highway Department May Issue Open-End Permits For Moving Oversize Mobile Homes.

Whereas, the mobile homes industry has adopted a ten-foot wide mobile home as a sales leader; and

Whereas, the use of mobile homes is a popular mode of living for a certain segment of our population, holding an especial attraction for families of servicemen and men engaged in heavy construction, both industrial and national defense; and

Whereas, the South Carolina law, and rightfully so, does not permit the State Highway Department to license mobile homes over eight feet wide for unregulated movement over highways, but does provide that the State Highway Department may issue individual trip permits for moving oversize homes over highways of sufficient design standards where such movements may, in the judgment of the State Highway Department, be made without creating an undue traffic hazard; and

Whereas, the General Assembly of South Carolina, not unmindful of the potential hazards involved in moving overwidth loads and vehicles over the highways, is agreeable to relaxing the requirements for obtaining permits in advance for individual trips by persons,

firms or corporations who have furnished bond to assure compliance with traffic laws and State Highway Department regulations, and the payment of the required permit fees based upon trips actually made. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Highway Department may issue permits for moving oversize mobile homes.—The State Highway Department may, under such terms and conditions as may in the judgment of the Department be in the public interest for safety on the highways, issue open-end permits for the moving of oversize mobile homes. For the purposes of this act an open-end permit is defined as a permit for a single trip with the permittee having the privilege of making additional trips to move similar type and size mobile homes over the same route or routes. To be valid such permit shall be carried on the towing vehicle and it shall be unlawful for any person to violate any provision, term or condition of such permit.

SECTION 2. Persons issued permits to file certain information—fees—records.—All persons to whom open-end permits are issued shall file with the Department on or before the twentieth day of each January, April, July and October reports showing the number of trips made during the preceding quarter ending on December 31, March 31, June 30 and September 30, respectively, the dates of such trips and such other information as the Department may require. The fee of five dollars per trip, required to be paid pursuant to Section 46-35, Code of Laws of South Carolina, 1952, as amended, shall be paid to the State Highway Department with each such report filed; *provided*, that the fee for additional trips of less than twelve miles distance made under such open-end permits shall be one dollar per trip. Persons to whom open-end permits are issued shall maintain full and complete records of all oversize mobile homes moved, such records to be open at all times to audit and inspection by the Department.

SECTION 3. Applicants for license to post bond or cash.—Before issuance of any open-end permit to any person, such person shall:

- (1) file with the Department in such form as may be approved by the Department a bond in the amount of five hundred dollars payable to the Department by some surety or guaranty company duly authorized to do business in South Carolina, and approved by the

Department, as surety, conditioned upon the lawful movement of any oversize mobile home over any highway in South Carolina, and the payment to the Department of any and all amounts when due, for fees provided for in this act and Section 46-35, Code of Laws of South Carolina, 1952, as amended, and the compliance with all of the terms, conditions and restrictions of any oversize permit of any sort issued to such person filing such bond; or

(2) file with the Department a deposit of cash in the amount of five hundred dollars, or acceptable negotiable securities sufficient in the opinion of the Department to adequately secure the sum of five hundred dollars, such deposit to be made upon the same conditions as that required to be set forth in the bond.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1041, H2566)

No. 843

An Act To Amend Act No. 755 Of The Acts Of 1958 Providing For The Compensation Of Certain Officers And Employees Of Charleston County, So As To Change The Date From Which The Treasurer Of Charleston County Shall Commence To Receive As Compensation A Portion Of The Fees Collected By Him From January 1, 1961 To July 1, 1961.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 755 of 1958, amended—compensation of Charleston County Treasurer.—Section 3 of Act No. 755 of the Acts of 1958 is amended by striking the word "January" on line six and inserting the word "July", so that when amended the section shall read as follows:

"Section 3. The Treasurer of Charleston County shall receive and be paid an annual salary by the County of Charleston, in addition to the salary received by him from the State, in the sum of two thousand three hundred dollars, in addition to the fees of his office now or

hereafter provided by law; and, on and after July 1, 1961, the treasurer shall retain as compensation, in addition to his salaries, all of the fees received by him up to the sum of four thousand four hundred dollars; fifty per cent of the next five thousand dollars of fees or any fractional portion thereof, with the other fifty per cent thereof to be paid to the county treasurer; and twenty-five per cent of any fees in excess of nine thousand four hundred dollars, with the other seventy-five per cent thereof to be paid to the county treasurer."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1043, H2568)

No. 844

An Act To Amend Act No. 611 Of The Acts Of 1956, Relating To The Exemption Of Citizens Of Charleston County From The Payment Of Taxes On Personal Property While Serving On Active Duty In The Armed Forces, So As To Further Provide For The Exemptions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 611 of 1956, amended—Charleston County—members of armed forces exempt from tax on motor vehicles.—Section 1 of Act No. 611 of the Acts of 1956 is amended by striking on line 3 the words "personal property" and inserting in lieu thereof the words "motor vehicles" so that, when so amended, Section 1 shall read as follows :

"Section 1. All citizens of Charleston County who are serving on active duty in the armed forces of the United States of America are exempted from all county taxes on motor vehicles for and during the period that such citizens are in such armed forces."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1044, H2569)

No. 845

An Act To Divide The James Island Precinct In Charleston County; To Define The Area Of The New Precincts; To Provide For Polling Places; And To Repeal An Act Bearing Ratification No. 654 Of The Acts Of 1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. James Island Precinct divided.—The James Island Precinct in Charleston County as described on lines 2 and 3 of Section 23-163, Code of Laws of South Carolina, 1952, as amended shall be divided into two precincts described as follows:

1. James Island Precinct No. 1, beginning at a point on the Ashley River and Wappoo Creek, thence along Wappoo Creek to Elliott's Cut, thence along Elliott's Cut to the Stono River, thence along the Stono River to Cut Bridge Creek, thence along Cut Bridge Creek to James Island Creek, thence along James Island Creek to the Ashley River, thence along the Ashley River to the point of beginning, with a polling place at or near the Riverland Terrace School.

2. James Island Precinct No. 2, the remaining part of James Island, with a polling place at or near the James Island Elementary School on Camp Road.

SECTION 2. Repeal—Act 601 of 1960 repealed.—An Act of 1960 bearing Ratification No. R654 and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1048, H1867)

No. 846

An Act To Amend Sections 5-660 And 5-662, As Amended, And Section 5-664, Code Of Laws Of South Carolina, 1952, Relating To Licenses On Certain Coin Operated Devices, So As To Eliminate The License Tax On Vending Machines And To Provide A Maximum License Charge By Municipalities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 5-660, 1952 Code, amended—license tax on certain coin operated machines.—Section 5-660, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows :

“Section 5-660. Every person owning any of the machines or devices described below shall apply for and procure from the South Carolina Tax Commission a license for the privilege of making use of every such machine in South Carolina, and shall pay for such license a tax of twenty-five dollars for each machine described in subdivision (a), seventy-five dollars for each machine described in subdivisions (b) and (c) ; *provided*, however, that municipalities shall not increase the amounts charged as license for the operation of such machines over the maximum amounts allowed before March 28, 1956.

(a) Any machine for the playing of music, games or amusements, without free play feature operated by a slot wherein is deposited any coin or thing of value, or

(b) Any machine of the nonpayout pin table type with or without free play feature operated by a slot wherein is deposited any coin or thing of value, and

(c) Any machine for the playing of games or amusements, which has a free play feature, operated by a slot wherein is deposited any coin or thing of value.”

SECTION 2. Section 5-662, 1952 Code, amended—application for license.—Section 5-662, Code of Laws of South Carolina for 1952, as amended, is further amended to read as follows :

“Section 5-662. The application for a license under Section 5-660 or Section 5-661 shall be filed on blanks to be furnished by the Commission. In making application for a license, the applicant shall specify the manufacturer's serial number of the machine and the model or type of the machine for which the license is desired and no such machine shall be licensed under this article unless it shall bear a permanently attached identifying serial number.”

SECTION 3. Section 5-664, 1952 Code, amended—licenses to be attached to machines—only one license required.—Section 5-664, Code of Laws for South Carolina for 1952, is amended to read as follows:

“Section 5-664. The owner of any machine subject to the license imposed by this article shall see that the proper state license is attached to the machine before its operation is commenced. Failure to do so shall make such person liable for the penalties imposed in this article. No machine subject to the license imposed by this article shall be required to bear more than one license during any period ending June 30, consisting of twelve months or less.”

SECTION 4. Saving clause.—If any portion of this act shall be declared unconstitutional or invalid, such declaration shall not affect the other provisions of Chapter 7 of Title 5, Code of Laws of South Carolina, 1952.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1049, H1880)

No. 847

An Act Making It Unlawful For Any Person To Sell, Offer For Sale Or Use Any Device Or Equipment Which Shall Change The Original Design Or Performance Of Any Headlamps Or Other Lamps Or Reflectors Now Required To Be Attached To Motor Vehicles, Trailers And Semitrailers Unless The Same Has Been Approved By The Chief Highway Commissioner; And To Provide A Penalty For Violating The Provisions Hereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Unlawful to change motor vehicle lights without approval of Chief Highway Commissioner.—It shall be unlawful for any person to sell, offer for sale or use any device or equipment which tends to change the original design or performance of any headlamps or any other lamps or reflectors now required by law to be attached to motor vehicles, trailers or semitrailers unless the equipment or device has been approved by the Chief Highway Commissioner.

SECTION 2. Penalties.—Any person violating the provisions of this act shall, upon conviction, be deemed guilty of a misdemeanor and be fined not more than one hundred dollars or be imprisoned for not more than thirty days.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1050, H2119)

No. 848

An Act To Provide For Limited Partnerships And To Repeal Chapter 2 Of Title 52, Code Of Laws Of South Carolina, 1952, Relating To Limited Partnerships.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Citation of chapter.—This chapter may be cited as the "Uniform Limited Partnership Act".

SECTION 2. Limited partnership defined.—A limited partnership is a partnership formed by two or more persons under the provisions of Section 3, having as members one or more general partners and one or more limited partners. The limited partners as such shall not be bound by the obligations of the partnership.

SECTION 3. Requirements for forming limited partnerships.—

(1) Two or more persons desiring to form a limited partnership shall

(a) Sign and swear to a certificate, which shall state

- I. The name of the partnership
- II. The character of the business.
- III. The location of the principal place of business
- IV. The name and place of residence of each member ; general and limited partners being respectively designated
- V. The term for which the partnership is to exist
- VI. The amount of cash and a description of and the agreed value of the other property contributed by each limited partner

- VII. The additional contributions, if any, agreed to be made by each limited partner and the times at which or events on the happening of which they shall be made
 - VIII. The time, if agreed upon, when the contribution of each limited partner is to be returned
 - IX. The share of the profits or the other compensation by way of income which each limited partner shall receive by reason of his contributions
 - X. The right, if given, of a limited partner to substitute an assignee as contributor in his place, and the terms and conditions of the substitution
 - XI. The right, if given, of the partners to admit additional limited partners
 - XII. The right, if given, of one or more of the limited partners to priority over other limited partners, as to contributions or as to compensation by way of income, and the nature of such priority
 - XIII. The right, if given, of the remaining general partner or partners to continue the business on the death, retirement or insanity of a general partner, and
 - XIV. The right, if given, of a limited partner to demand and receive property other than cash in return for his contribution.
- (b) File for record the certificate in the office of the Clerk of the Court of Common Pleas for the county in which the principal place of business is located and in the office of the Secretary of State.
- (2) A limited partnership is formed if there has been substantial compliance in good faith with the requirements of paragraph (1).

SECTION 4. Business which may be transacted.—A limited partnership may carry on any business which a partnership without limited partners may carry on.

SECTION 5. Contributions of partners.—The contributions of a limited partner may be cash or other property, but not services.

SECTION 6. Use of surname of limited partner in partnership name restricted.—(1) The surname of a limited partner shall not appear in the partnership name, unless

- (a) It is also the surname of a general partner, or

- (b) Prior to the time when the limited partner became such the business had been carried on under a name in which his surname appeared.

(2) A limited partner whose name appears in a partnership name contrary to the provisions of paragraph (1) is liable as a general partner to partnership creditors who extend credit to the partnership without actual knowledge that he is not a general partner.

SECTION 7. Effect of false statement in certificate.—If the certificate contains a false statement, one who suffers loss by reliance on such statement may hold liable any party to the certificate who knew the statement to be false

- (a) At the time he signed the certificate, or

- (b) Subsequently, but within a sufficient time before the statement was relied upon to enable him to cancel or amend the certificate, or to file a petition for its cancellation or amendment as provided in Section 26, subsection (3).

SECTION 8. Liability of limited partner.—A limited partner shall not become liable as a general partner unless, in addition to the exercise of his rights and powers as a limited partner, he takes part in the control of the business.

SECTION 9. Admittance of additional limited partners.—After the formation of a limited partnership, additional limited partners may be admitted upon filing an amendment to the original certificate in accordance with the requirements of Section 26.

SECTION 10. Rights, powers and liabilities of general partners.—A general partner shall have all the rights and powers and be subject to all the restrictions and liabilities of a partner in a partnership without limited partners, except that without the written consent or ratification of the specific act by all the limited partners, a general partner or all of the general partners have no authority to

- (a) Do any act in contravention of the certificate
- (b) Do any act which would make it impossible to carry on the ordinary business of the partnership
- (c) Confess a judgment against the partnership
- (d) Possess partnership property, or assign their rights in specific partnership property, for other than a partnership purpose
- (e) Admit a person as a general partner

- (f) Admit a person as a limited partner, unless the right to do so is given in the certificate
- (g) Continue the business with partnership property on the death, retirement or insanity of a general partner, unless the right so to do is given in the certificate.

SECTION 11. Rights of limited partners.—(1) A limited partner shall have the same rights as a general partner to

- (a) Have the partnership books kept at the principal place of business of the partnership, and at all times to inspect and copy any of them
- (b) Have on demand true and full information of all things affecting the partnership, and a formal account of partnership affairs whenever circumstances render it just and reasonable, and
- (c) Have dissolution and winding up by decree of court.

(2) A limited partner shall have the right to receive a share of the profits or other compensation by way of income, and to the return of his contribution as provided in Sections 16 and 17.

SECTION 12. Liability of contributors erroneously believing they are limited partners.—A person who has contributed to the capital of a business conducted by a person or partnership erroneously believing that he has become a limited partner in a limited partnership, is not, by reason of his exercise of the rights of a limited partner, a general partner with the person or in the partnership carrying on the business, or bound by the obligations of such person or partnership; *provided*, that on ascertaining the mistake he promptly renounces his interest in the profits of the business, or other compensation by way of income.

SECTION 13. Same person may be general and limited partner.—(1) A person may be a general partner and a limited partner in the same partnership at the same time.

(2) A person who is a general, and also at the same time a limited partner, shall have all the rights and powers and be subject to all restrictions of a general partner; except that, in respect to his contribution, he shall have the rights against the other members, which he would have had if he were not also a general partner.

SECTION 14. Permissible transactions of limited partners.—(1) A limited partner also may loan money to and transact other busi-

ness with the partnership, and, unless he is also a general partner, receive on account of resulting claims against the partnership, with general creditors, a pro rata share of the assets. No limited partner shall in respect to any such claim

- (a) Receive or hold as collateral security any partnership property, or
- (b) Receive from a general partner or the partnership any payment, conveyance, or release from liability, if at the time the assets of the partnership are not sufficient to discharge partnership liabilities to persons not claiming as general or limited partners.

(2) The receiving of collateral security, or a payment, conveyance, or release in violation of the provisions of paragraph (1) is a fraud on the creditors of the partnership.

SECTION 15. Priority of limited partners.—Where there are several limited partners the members may agree that one or more of the limited partners shall have a priority over other limited partners as to the return of their contributions, as to their compensation by way of income, or as to any other matter. If such an agreement is made it shall be stated in the certificate, and in the absence of such a statement all the limited partners shall stand upon equal footing.

SECTION 16. Limited partner may share in profits.—A limited partner may receive from the partnership the share of the profits or the compensation by way of income stipulated for in the certificate; *provided*, that after such payment is made, whether from the property of the partnership or that of a general partner, the partnership assets are in excess of all liabilities of the partnership except liabilities to limited partners on account of their contributions and to general partners.

SECTION 17. Limited partner not to receive any part of his contribution until certain conditions met.—(1) A limited partner shall not receive from a general partner or out of partnership property any part of his contribution until

- (a) All liabilities of the partnership, except liabilities to general partners and to limited partners on account of their contributions, have been paid or there remains property of the partnership sufficient to pay them
- (b) The consent of all members is had, unless the return of the contribution may be rightfully demanded under the provisions of paragraph (2) and

- (c) The certificate is canceled or so amended as to set forth the withdrawal or reduction.
- (2) Subject to the provisions of paragraph (1) a limited partner may rightfully demand the return of his contribution
 - (a) On the dissolution of a partnership, or
 - (b) When the date specified in the certificate for its return has arrived, or
 - (c) After he has given six months' notice in writing to all other members, if no time is specified in the certificate either for the return of the contribution or for the dissolution of the partnership.
- (3) In the absence of any statement in the certificate to the contrary or the consent of all members, a limited partner, irrespective of the nature of his contribution, has only the right to demand and receive cash in return for his contribution.
- (4) A limited partner may have the partnership dissolved and its affairs wound up when
 - (a) He rightfully but unsuccessfully demands the return of his contribution, or
 - (b) The other liabilities of the partnership have not been paid, or the partnership property is insufficient for their payment as required by paragraph (1) (a) and the limited partner would otherwise be entitled to the return of his contribution.

SECTION 18. Liability of limited partner.—(1) A limited partner is liable to the partnership

- (a) For the difference between his contribution as actually made and that stated in the certificate as having been made, and
 - (b) For any unpaid contribution which he agreed in the certificate to make in the future at the time and on the condition stated in the certificate.
- (2) A limited partner holds as trustee for the partnership
- (a) Specific property stated in the certificate as contributed by him but which was not contributed or which has been wrongfully returned, and
 - (b) Money or other property wrongfully paid or conveyed to him on account of his contribution.
- (3) The liabilities of a limited partner as set forth in this section can be waived or compromised only by the consent of all members;

but a waiver of compromise shall not affect the right of a creditor of a partnership, who extended credit or whose claim arose after the filing and before a cancellation or amendment of the certificate, to enforce such liabilities.

(4) When a contributor has rightfully received the return in whole or in part of the capital of his contribution, he is nevertheless liable to the partnership for any sum, not in excess of such return with interest, necessary to discharge its liabilities to all creditors who extended credit or whose claims arose before such return.

SECTION 19. Limited partner's interest considered personal property.—A limited partner's interest in the partnership is personal property.

SECTION 20. Limited partner may assign interest—rights—powers and liabilities of assignee.—(1) A limited partner's interest is assignable.

(2) A substituted limited partner is a person admitted to all the rights of a limited partner who has died or has assigned his interest in a partnership.

(3) An assignee, who does not become a substituted limited partner, has no right to require any information or account of the partnership transactions, or to inspect the partnership books; he is only entitled to receive the share or the profits or other compensation by way of income, or the return of his contribution, to which his assignor would otherwise be entitled.

(4) An assignee shall have the right to become a substituted limited partner if all the members (except the assignor) consent thereto or if the assignor, being thereunto empowered by the certificate, gives the assignee that right.

(5) An assignee becomes a substituted limited partner when the certificate is appropriately amended in accordance with Section 26.

(6) The substituted limited partner has all the rights and powers, and is subject to all the restrictions and liabilities of his assignor, except those liabilities of which he was ignorant at the time he became a limited partner and which could not be ascertained from the certificate.

(7) The substitution of the assignee as a limited partner does not release the assignor from liability to the partnership under Sections 7 and 18.

SECTION 21. Retirement, death or insanity of general partner dissolves partnership.—The retirement, death or insanity of a general partner dissolves the partnership, unless the business is continued by the remaining general partners

- (a) Under a right so to do stated in the certificate, or
- (b) With the consent of all members.

SECTION 22. Duties of executor or administrator upon death of limited partner.—(1) On the death of a limited partner his executor or administrator shall have all the rights of a limited partner for the purpose of settling his estate, and such power as the deceased had to constitute his assignee a substituted limited partner.

(2) The estate of a deceased limited partner shall be liable for all his liabilities as a limited partner.

SECTION 23. Interest of limited partner subject to judgment debt.—(1) On due application to a court of competent jurisdiction by any judgment credit of a limited partner, the court may charge the interest of the indebted limited partner with payment of the unsatisfied amount of the judgment debt; and may appoint a receiver, and make all other orders, directions, and inquiries which the circumstances of the case may require.

(2) The interest may be redeemed with the separate property of any general partner, but may not be redeemed with partnership property.

(3) The remedies conferred by paragraph (1) shall not be deemed exclusive of others which may exist.

(4) Nothing in this act shall be held to deprive a limited partner of his statutory exemption.

SECTION 24. Priority of liabilities upon dissolution.—(1) In settling accounts after dissolution the liabilities of the partnership shall be entitled to payment in the following order:

- (a) Those to creditors in the order of priority as provided by law, except those to limited partners on account of their contributions, and to general partners
- (b) Those to limited partners in respect to their share of the profits and other compensation by way of income on their contributions
- (c) Those to limited partners in respect to the capital of their contributions

- (d) Those to general partners other than for capital and profits
- .. (e) Those to general partners in respect to profits
- .. (f) Those to general partners in respect to capital.

(2) Subject to any statement in the certificate or to subsequent agreement, limited partners share in the partnership assets in respect to their claims for capital, and in respect to their claims for profits or for compensation by way of income on their contributions respectively, in proportion to the respective amounts of such claims.

SECTION 25. Certificate—when canceled and amended.—(1)

The certificate shall be canceled when the partnership is dissolved or all limited partners cease to be such.

(2) A certificate shall be amended when

- (a) There is a change in the name of the partnership or in the amount or character of the contribution of any limited partner
- (b) A person is substituted as a limited partner
- (c) An additional limited partner is admitted
- (d) A person is admitted as a general partner
- (e) A general partner retires, dies, or becomes insane, and the business is continued under Section 21
- (f) There is a change in the character of the business of the partnership
- (g) There is a false or erroneous statement in the certificate
- (h) There is a change in the time as stated in the certificate for the dissolution of the partnership or for the return of a contribution
- (i) A time is fixed for the dissolution of the partnership, or the return of a contribution, no time having been specified in the certificate, or
- (j) The members desire to make a change in any other statement in the certificate in order that it shall accurately represent the agreement between them.

SECTION 26. Further.—(1) The writing to amend a certificate shall

- (a) Conform to the requirements of Section 3, subsection (1)
 - (a) as far as necessary to set forth clearly the change in the certificate which it is desired to make, and

(b) Be signed and sworn to by all members, and an amendment substituting a limited partner or adding a limited or general partner shall be signed also by the member to be substituted or added, and when a limited partner is to be substituted, the amendment shall also be signed by the assigning limited partner.

(2) The writing to cancel a certificate shall be signed by all members.

(3) A person desiring the cancellation or amendment of a certificate, if any person designated in paragraphs (1) and (2) as a person who must execute the writing refuses to do so, may petition the Court of Common Pleas to direct a cancellation or amendment thereof.

(4) If the court finds that the petitioner has a right to have the writing executed by a person who refuses to do so, it shall order the Clerk of the Court of Common Pleas in the office where the certificate is recorded to record the cancellation or amendment of the certificate and to file a copy of the same in the office of the Secretary of State; and where the certificate is to be amended, the court shall also cause to be filed for record in the office of the Clerk of the Court of Common Pleas and the Secretary of State, a certified copy of its decree setting forth the amendment.

(5) A certificate is amended or canceled when there is filed for record in the office of the Clerk of the Court of Common Pleas where the certificate is recorded, and in the office of the Secretary of State

(a) A writing in accordance with the provisions of paragraph (1) or (2), or

(b) A certified copy of the order of court in accordance with the provisions of paragraph (4).

(6) After the certificate is duly amended in accordance with this section, the amended certificate shall thereafter be for all purposes the certificate provided for by this act.

SECTION 27. Contributor not proper party to certain proceedings.—A contributor, unless he is a general partner, is not a proper party to proceedings by or against a partnership, except where the object is to enforce a limited partner's right against or liability to the partnership.

SECTION 28. Construction of act.—(1) The rule that statutes in derogation of the common law are to be strictly construed shall have no application to this act.

(2) This act shall be so interpreted and construed as to effect its general purpose to make uniform the law of those states which enact it.

(3) This act shall not be so construed as to impair the obligations of any contract existing when the act goes into effect, nor to affect any action on proceedings begun or right accrued before this act takes effect.

SECTION 29. Application of laws.—In any case not provided for in this act the rules of law and equity, including the law merchant, shall govern.

SECTION 30. Limited partnerships already in existence may come under act—conditions.—(1) A limited partnership formed under any statute of this State prior to the effective date of this act, may become a limited partnership under this act by complying with the provisions of Section 2; provided the certificate sets forth

- (a) The amount of the original contribution of each limited partner, and the time when the contribution was made, and
- (b) That the property of the partnership exceeds the amount sufficient to discharge its liabilities to persons not claiming as general or limited partners by an amount greater than the sum of the contributions of its limited partners.

(2) A limited partnership formed under any statute of this State prior to the adoption of this act, until or unless it becomes a limited partnership under this act, shall continue to be governed by the provisions of existing law, except that such partnership shall not be renewed unless so provided in the original agreement.

SECTION 31. Repeal.—Except as affecting existing limited partnerships to the extent set forth in Section 30, Chapter 2 of Title 52, Code of Laws of South Carolina, 1952, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 32. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1052, H2483)

No. 849

An Act To Amend Sections 14-2202, 14-2213, 14-2215, 14-2217 And 14-2221, Code Of Laws Of South Carolina, 1952, Relating To The Administration Of The Affairs Of Greenwood County, So As To Delete References To Certain Defunct Agencies; To Alter The Duties Of The Clerk Of The Greenwood County Finance Board; To Provide Additional Duties Of The Finance Board; To Provide Meetings Of The Board; To Provide That Action By The Board Shall Be Taken Only In Public Meetings And To Amend The Code Of Laws Of South Carolina, 1952, By Adding New Article 4 To Chapter 38 Of Title 14 Consisting Of New Section 14-2241 Providing For Purchasing By Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-2202, 1952 Code, amended—secretary for county supervisor and finance board—appointment—salary—duties.—Section 14-2202, Code of Laws of South Carolina, 1952, is amended by striking beginning on lines 1 and 5 the following: finance board and fair grounds commission” and inserting in lieu thereof the words “and finance board”, so that when so amended such section shall read as follows:

“Section 14-2202. There shall be a secretary for the county supervisor and finance board. A majority of the county legislative delegation may appoint such secretary at a salary provided in the county supply act. The secretary shall keep all records and accounts and perform such other duties as shall be imposed upon him as secretary to the supervisor and finance board.”

SECTION 2. Section 14-2213, 1952 Code, amended—duties of clerk.—Section 14-2213, Code of Laws of South Carolina, 1952, is amended by striking beginning on line 4 the following: “, as clerk of the county sinking fund commission and as secretary of the county highway commission.” and inserting the following: “and as purchasing agent for the county.”, so that when so amended such section shall read as follows:

“Section 14-2213. The clerk shall, under the direction of the finance board, conserve and protect the financial interests of the county, act generally as a member of the board and carry out its instructions. The clerk shall also act as clerk of the county forfeited land commission and as purchasing agent for the county.”

SECTION 3. Section 14-2217, 1952 Code, amended—powers and duties of board.—Section 14-2217, Code of Laws of South Carolina, 1952, is amended by striking it out in its entirety and inserting in lieu thereof the following:

“Section 14-2217. The finance board shall exercise all of the powers and duties formerly exercised by the county board of commissioners which may be consistent with the provisions of this chapter. In addition thereto the finance board shall have the following powers and duties:

(1) To conserve and protect the finances of the county, to provide for the receipt, custody and disbursement of funds accruing to Greenwood County from whatever source derived.

(2) To prepare a recommended annual budget for the county and an estimate of revenues and to present the same to the county legislative delegation at a public meeting of the board as soon as practicable after the first of January of each year.

(3) To verify and approve all proper claims and reject and withhold its approval of any and all improper or unwarranted claims against the county.

(4) To supervise the maintenance and repair of all county property through the supervisor or such officers, boards and commissions as are otherwise specifically charged with such responsibility, and to allocate space in public buildings under their supervision.

(5) To supervise the construction and proper maintenance of the county's roads, highways and bridges, to name county roads, and to recommend to the county legislative delegation which roads and streets should be included in the State highway system.

(6) To maintain a current record of the terms of office and membership of all county boards and commissions.”

SECTION 4. Section 14-2221, 1952 Code, amended—annual report and audit.—Section 14-2221, Code of Laws of South Carolina 1952, is amended by striking it out in its entirety and inserting in lieu thereof the following:

“Section 14-2221. The finance board shall make an annual public report showing in a statement all moneys received and expended by the finance board and other county officials during the preceding year. Such report shall be filed in the office of the county supervisor and shall be available for public inspection for a period of six months after its publication. Copies of the report shall be made available to each member of the county legislative delegation, the foreman of the

Grand Jury and to the members of the press and other news media. The books and accounts of the finance board and all county offices shall be audited by such auditor as the county legislative delegation shall specify.”

SECTION 5. Code of 1952 amended—new article added—Section 14-2241 added—purchasing by finance board.—The Code of Laws of South Carolina, 1952, is amended by adding at the end of Chapter 38 new Article 4 consisting of new Section 14-2241, which shall read as follows:

“ARTICLE 4

Purchasing

Section 14-2241. The clerk of the finance board shall give ten days’ notice in a newspaper of general circulation in the county of the purchase of any and all machinery, vehicles, equipment, supplies, goods, wares or merchandise for the use of the county, and shall receive sealed competitive bids for such items as they may desire to purchase. Bids will be opened publicly and the purchase of such items shall be awarded to the lowest bidder on items of identical quality, and nothing herein shall be construed as preventing the board from purchasing from other than the lowest bidder in instances where the board deems it advisable to buy an item of higher quality than that offered by the lowest bidder. No purchase of such items shall be a valid and binding obligation of the county unless they are purchased on competitive bids as provided therein. *Provided*, that the clerk of the finance board has the right to reject all bids. *Provided*, further, that the clerk of the finance board may make purchases for the county without advertisement when the cost thereof does not exceed one hundred dollars. *Provided*, further, that in cases of emergency, purchases for repairs to machinery, vehicles and equipment may be made without advertisement and the receipt of bids as herein provided.”

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1053, H2494)

No. 850

An Act To Amend Section 27-422, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Magistrates' Fees In Cases Of Bad Checks So As To Provide An Additional Fee For The Magistrates In Richland County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 27-422, 1952 Code, amended—Richland County—magistrates' fees in bad check cases.—Section 27-422, Code of Laws of South Carolina, 1952, as amended, is further amended by adding a new item which shall read as follows:

“() In Richland County, magistrates five dollars and mileage as in all cases provided in Item 10, Section 27-451.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1060, H2614)

No. 851

An Act To Increase The Compensation Of Circuit Court Jurors In Pickens County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Pickens County—compensation of circuit court jurors.—Notwithstanding the provisions of Subsection (8) of Section 38-308, Code of Laws of South Carolina, 1952, jurors serving in the Circuit Court in Pickens County shall in addition to mileage at the rate of five cents per mile going to and returning from court, receive compensation in the amount of seven dollars and fifty cents per day. *Provided*, if any juror serving upon any case is detained by such jury service after twelve o'clock midnight, it shall be considered that the jury shall have entered into a new day of jury service.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect on July 1, 1960.

Approved the 24th day of May, 1960.

(R1066, H2598)

No. 852

An Act To Amend Act 754 Of 1952, As Amended, Relating To The Horry County Public School System, So As To Allow The County Board Of Education To Determine The Necessary Millage For The Operation Of Schools Which Shall Not Exceed Forty-Four Mills.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 5 of Act 754 of 1952, amended—Horry County schools—budgets—taxes.—Section 5 of Act 754 of 1952, as amended, is further amended to read as follows:

“Section 5. The advisory boards of trustees, superintendents or principals of the several schools of the county shall prepare a budget for the next succeeding school year and submit it to the county board of education on or before March first of each year. The county board of education shall prepare a budget based on the budgets submitted by the trustees, superintendents or principals and shall determine the necessary millage, not to exceed forty-four mills, for the operation of schools for the next succeeding school year. This budget shall be submitted to the Senator and House Members of Horry County on or before April first of each year. The Senator and the House Members shall instruct the county auditor to levy the millage which in their discretion is necessary for school purposes on or before April fifteenth.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1070, H2601)

No. 853

An Act To Amend Act No. 251 Of The Acts Of 1955, As Amended, Relating To The Use Of Trot Lines Or Baskets In Certain Waters, So As To Allow Their Use In Certain Portions Of The Congaree And Wateree Rivers And To Make Further Provision For The Use Of Traps, Seines And Nets In Certain Waters.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 251 of 1955, amended—trot lines or baskets may be used at Lake Marion, Lake Moultrie, Congaree and Wateree Rivers—conditions—purchase tags—use of hoop nets.—Section 1 of Act No. 251 of the Acts of 1955, as last amended by Act 681 of 1960, is further amended to read as follows:

“Section 1. Trot lines or baskets may be used in the waters of Lake Marion, Lake Moultrie, the Diversion Canal connecting these lakes, the waters of the Congaree River up to Blossom Street Bridge in Richland County and the waters of the Wateree River up to U. S. Highway 76 Bridge, for the taking of non-game fish, provided the trot lines are baited only with cut bait or dough balls. If fish or minnows are used for cut bait they must be cut in not less than four parts. Trot lines and/or baskets may be used provided that a tag issued by the Wildlife Resources Department is attached to each trot line and basket, such tags to cost one dollar each. The tag must be securely attached to each basket and trot line. No trot line may have more than fifty hooks. The tags shall be good for the calendar year in which they are issued. *Provided*, that no traps, seines, gill nets, hoop nets or tramble nets may be used for fishing at any time in these waters except for purposes as provided in Section 28-1214, Code of Laws of South Carolina, 1952, as amended. *Provided*, further, that hoop nets may be used in the waters of the Congaree River up to Blossom Street Bridge in Richland County and the waters of the Wateree River up to U. S. Highway 76 Bridge.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1072, S738)

No. 854

An Act To Amend Section 59-179, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Powers Of The Board Of Commissioners Of Public Works Of Any City Or Town, So As To Empower The Commissioners Of Public Works Of The City Of Charleston To Enter Into Contracts Undertaking The Collection Of Sewage Disposal Service Charges Imposed By Special Purpose Districts Located In The Counties Of Charleston And Berkeley.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-179, 1952 Code, amended—additional powers for Commissioners of Public Works of City of Charleston.—Section 59-179, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following :

“In addition to the powers granted generally by this section, the Commissioners of Public Works of the City of Charleston may enter into contracts agreeing to collect charges imposed by the governing agency of any Public Service District or other Special Purpose District located in Charleston or Berkeley Counties for sewage disposal service. In such event, the commissioners shall, if the contract so provides, act as the agent for the governing agency concerned, and the commissioners shall provide or discontinue both water and sewage disposal service in accordance with the regulations of the governing agency to the extent that the commissioners shall have agreed in the contract.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1075, S752)

No. 855

An Act To Amend An Act Of 1960 Bearing Ratification No. 975, Relating To Cleaning Up Of Vacant Lots By The City Of

Myrtle Beach, So As To Include The Town Of Ocean Drive Beach Under The Provisions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 800 of 1960 amended—City of Myrtle Beach or Town of Ocean Drive Beach may clean up vacant lots—assess owner.—Section 1 of an Act of 1960 bearing ratification No. 975 is amended by adding on line 1 between the words “Beach” and “in” the following: “and the Town of Ocean Drive Beach”, and by adding between the words “city” and “that” on line 3 the words “or town” and between the words “city” and “has” on line 3 the words “or town” so that when amended the section shall read as follows:

“Section 1. The City of Myrtle Beach and the Town of Ocean Drive Beach in Horry County, ten days after sending notice to the owner of any vacant lot within the corporate limits of the city or town that the city or town has determined that the owner shall clean up such vacant lot to insure the public health and safety, may clean up the vacant lot, if the owner has not done so, and may assess the owner for the expenses incurred. The assessment shall constitute a lien upon the lot involved.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Amend Act No. 867, 1956, As Amended, Relating To The Lexington County Planning And Development Board So As To Authorize The Board To Designate Certain Areas In Lexington County As Industrial Areas; To Require All Persons To Obtain The Approval Of The Board Before Erecting A Building Or Making Use Of An Existing Building Within The Area; And To Provide That Areas So Designated Be Recorded In The Of-

Office Of The Clerk Of Court For Lexington County With Adequate Description.

Whereas, the location of certain businesses in close proximity to industrial sites may create unwholesome conditions to the detriment of persons employed at such industrial sites and to the public in general; and

Whereas, it is deemed by the General Assembly to be to the best interest of industrial expansion in Lexington County that businesses of all types be controlled. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 867 of 1956 amended—new sections added—Lexington County Planning and Development Board to designate industrial areas—annexed areas—applications and appeals.—Act No. 867 of 1956, as amended, is further amended by adding new sections thereto which shall read as follows:

“Section ——. The board is authorized and directed to designate certain areas in Lexington County as industrial areas provided that none of such areas shall include any portion of an incorporated municipality. The areas so designated shall be adequately described. The board shall cause to be inserted in a newspaper of general circulation within the county the description of each such area within ten days after being so designated. The board shall also cause to be filed with the Clerk of Court for Lexington County the same description which shall be indexed and recorded in a suitable book to be determined by the Clerk of Court.

The filing with the Clerk of Court shall constitute notice that the area so described is an industrial area and that no business may be established therein without the written consent of the board.

“Section ——. Any portion of a designated area which becomes a part of a municipality as a result of annexation or incorporation shall automatically cease to be a portion of the area in which event the amended description shall be filed by the board with the Clerk of Court who shall make the appropriate notation.

“Section ——. The board shall establish a procedure for receiving applications for locations and establishments of businesses in such areas and shall conduct hearings when deemed necessary. Appeals from the decision of the board shall be to the Circuit Court as provided by law for similar appeals.”

SECTION 2. Not to adversely affect existing businesses.—The provisions of this act shall not adversely affect any existing business located in a designated area at the time such designation is filed with the Clerk of Court.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1085, S753)

No. 857

An Act To Amend Section 23-173, Code Of Laws Of South Carolina, 1952, Relating To Voting Precincts In Fairfield County, So As To Eliminate The Precinct At Horeb.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-173, 1952 Code, amended — Fairfield County voting precincts—Horeb eliminated.—Section 23-173, Code of Laws of South Carolina, 1952, is amended to read as follows:

“Section 23-173. In Fairfield County there shall be the following voting precincts: Centerville; Feasterville; Mitford; Monticello; Ridgeway; Winnsboro; Woodward; Longtown; Greenbrier; Lebanon; Jenkinsville; Winnsboro Mills; South Winnsboro; New Hope; Blairs; Shelton; Gladden Grove; Hickory Ridge; White Oak; Simpson; and Blackstock.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1087, S764)

No. 858**An Act To Amend Section 14-1354, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Audit Of The Offices Of Chester County, So As To Further Provide Therefor.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1354, 1952 Code, amended—audits for agencies of Chester County.—Section 14-1354, Code of Laws of South Carolina, 1952, as amended, is further amended to read as follows:

“Section 14-1354. The county legislative delegation shall have a complete and thorough examination of the books and doings of all county officers and offices, boards, commissions or any other county agencies at least once each year and, if they deem it necessary at any time for the best interest of the county that any county officer and office, board, commission or other county agency shall be audited more often than the regular annual audit, they shall contract therefor with an independent public accountant of recognized standing as they may deem competent and qualified, at such salary or compensation as they may fix, to be paid out of the county contingent fund. Such audit shall be in accordance with generally accepted auditing standards. A copy of the audit shall be furnished each member of the Chester County Legislative Delegation and the original shall be filed with the county manager who shall publish two consecutive notices in each of the newspapers published in Chester County, advising the public of the time the audit was filed and the place of filing.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1094, S763)

No. 859**An Act To Amend Act No. 49 Of The Acts Of 1959, Relating To The Mental Health Center For Darlington And Florence**

Counties, So As To Delete An Ambiguity As Relating To The Terms For The Trustees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 49 of 1959 amended—appointments and initial terms.—Section 3 of Act No. 49 of the Acts of 1959 is amended by deleting therefrom the last sentence, so that when amended the section shall read as follows :

“Section 3. The board of trustees shall be appointed by the Senator and a majority of the House Delegation of the respective counties, and said trustees shall draw lots to determine which trustees shall serve for one year and which trustees shall serve for two years.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1095, S765)

No. 860

An Act To Amend Section 59-531, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Furnishing Of Water And Electric Current To Contiguous Areas By Municipalities, So As To Provide That The Governing Bodies Of Incorporated Municipalities In Richland County May Enter Into Contracts Undertaking The Collection Of Sewage Disposal Service Charges Imposed By Special Purpose Districts In Richland County Which Provide Sewage Disposal Service.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 59-531, 1952 Code, amended—Richland County municipalities may collect certain sewage disposal service charges.—Section 59-531, Code of Laws of South Carolina, 1952, as amended, is further amended by adding at the end thereof the following :

“In addition to the powers herein granted, the governing bodies of incorporated municipalities in Richland County may enter into

contracts to collect the sewage disposal service charges which may be imposed by the governing agency of any special purpose district located wholly within Richland County for sewage disposal service, wherever the persons against whom the service charges are levied, shall be served with water furnished by the waterworks of such incorporated municipalities."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1098, H1532)

No. 861

An Act To Establish The Beaufort County Development Commission; To Provide For Its Appointment And Duties And To Devolve The Duties Heretofore Imposed Upon The Beaufort County Development Board And The Port Royal Port Authority Upon The Commission And To Repeal Act No. 781 Of The Acts Of 1954, Acts Nos. 722 And 762 Of The Acts Of 1956 And Act No. 168 Of The Acts Of 1959, Relating To The Beaufort County Development Board And The Port Royal Port Authority.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Beaufort County Development Commission created —members — appointment. — The Beaufort County Development Commission is hereby created. The commission shall consist of five members who shall be appointed by the Governor upon the recommendation of a majority of the Beaufort County Legislative Delegation, including the Senator.

SECTION 2. Terms.—The members of the commission shall serve for terms of four years or until their successors are appointed and qualify, except that of the members first appointed two shall serve for a term of two years and three shall serve for a term of four years or until their successors are appointed and qualify.

SECTION 3. Meetings — officers — compensation.—The commission shall hold its first meeting within ten days after its appointment.

From among themselves, the commission shall elect a chairman and shall elect a secretary who need not be a member of the commission. The commission shall meet at such other times and places as may be determined by the chairman but it shall meet at least once each quarter. The members of the commission shall serve without compensation but shall be allowed ten dollars a day when engaged in the business of the commission.

SECTION 4. Powers and duties of Beaufort County Development Board and Port Royal Port Authority devolved upon commission.—The powers, duties and functions heretofore exercised by the Beaufort County Development Board and the Port Royal Port Authority are hereby devolved upon the Beaufort County Development Commission.

SECTION 5. Cooperate with other agencies.—For the purpose of carrying out the provisions of this act, the commission may cooperate with the Development Board of the State, all towns, Chambers of Commerce, business and civic clubs and all other similar organizations in or outside of Beaufort county.

SECTION 6. Beaufort County Development Board and Port Royal Port Authority to continue until commission organized.—The Beaufort County Development Board and the Port Royal Port Authority shall continue to function, and Section 7 of this act shall not take effect, until the commission herein provided for has been duly appointed and has organized.

SECTION 7. Acts 781 of 1954, 722 and 762 of 1956 and 168 of 1959 repealed.—Act No. 781 of the Acts of 1954, Acts Nos. 722 and 762 of the Acts of 1956 and Act No. 168 of the Acts of 1959 and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1099, H2538)

No. 862**An Act To Provide For The Election And Terms Of Office Of The Mayor And Town Councilmen Of The Town Of Batesburg.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Batesburg—term of mayor.—The Mayor of the Town of Batesburg elected in the next ensuing election, and all persons subsequently elected to that office, shall serve for a term of four years.

SECTION 2. Election and term of councilman.—There shall be one councilman from each ward within the Town of Batesburg, each of whom shall be elected by a townwide vote. All persons elected councilmen from Wards 1, 3, 5 and any other odd numbered ward elected in the next ensuing election, and all persons subsequently elected to such offices, shall serve for terms of four years each. All persons elected councilmen from Wards 2, 4, 6 and any other even numbered ward elected in the next ensuing election shall serve for a term of two years; all persons subsequently elected to such offices shall serve for a term of four years.

SECTION 3. Unexpired terms.—Any person elected mayor or councilman shall serve until his successor is duly elected and qualifies. The term of any person filling an unexpired term of such offices shall be for the remainder of such unexpired term.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1105, H2609)

No. 863

An Act To Amend Section 65-1567, Code Of Laws Of South Carolina, 1952, As Amended, Relating To Tax Exemptions For Certain Industries In Oconee County, So As To Further Provide For The Exemptions.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 65-1567, 1952 Code, amended—tax exemptions for certain industries in Oconee County.—Section 65-1567, Code of Laws of South Carolina, 1952, as amended, is further amended as follows: insert between the words “who” and “erects” on line 1 the word “hereafter”; strike the word “all” on line 6; on line 7, following the word “taxes” insert “, except school taxes,” so that, when so amended, the section shall read as follows:

“Section 65-1567. Any person who hereafter erects or makes improvements to any manufacturing plant, any facility devoted to agricultural, industrial or medical research and development, or freezer locker or other plant for the preservation or storage of meat, fruits or vegetables situate in Oconee County at a cost of twenty-five thousand dollars or more is exempt from the payment of county and local taxes, except school taxes, on such plant or such improvements for a period of five years from the date of the beginning of the erection or improvement of any such manufacturing plant, or research and development facility. When the expenditure is for the improvement or addition to such manufacturing plant or research and development facility the exemption is confined to the increase of the taxable value of the property arising from such improvement.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect on July 1, 1960.

Approved the 6th day of June, 1960.

(R1107, H2616)

No. 864

An Act To Amend Act No. 79 Of The Acts Of 1955, As Amended, Relating To The Operation, Maintenance And Financing Of The Public Schools Of Union County, So As To Further Provide For The Millage To Be Levied.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 13 of Act 79 of 1955 amended—Union County Board of Education to estimate funds for educational

program—tax levy.—Section 13 of Act No. 79 of the Acts of 1955 is amended by striking on line 11 the following words “twenty-seven” and inserting in lieu thereof the words “thirty-two,” so that when so amended Section 13 shall read as follows:

“Section 13. The county board of education shall annually estimate the funds necessary to carry on an efficient educational program for Union County and the tax millage necessary to provide such funds; and shall certify its findings to the Legislative Delegation of Union County in budget form. The delegation may make any changes in such budget that it desires to make and a majority of the delegation, including the Senator, shall certify to the county auditor the necessary millage to raise the funds to meet such budget as finally determined. The auditor shall then levy the millage on all the taxable property in Union County; *provided*, however, that the millage so certified and levied shall not exceed thirty-two mills annually exclusive of millage for the retirement of bond issues. The county treasurer shall collect the taxes so levied as and when other property taxes are collected.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1113, H2694)

No. 865

An Act To Amend Section 51-351, Code Of Laws Of South Carolina, 1952, Relating To The Greenwood Recreation District, So As To Enlarge The District Subject To The Referendum Provided Herein.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 51-351, 1952 Code, amended, contingent on election—Greenwood Recreation District created—area.—Subject to a favorable result in the referendum hereinafter provided for, Section 51-351, Code of Laws of South Carolina, 1952, is amended to read as follows:

"Section 51-351. There is hereby created a district known as the Greenwood Recreation District which shall consist of all of the area included within a five mile radius from the center of the Public Square in the City of Greenwood."

SECTION 2. Referendum concerning enlargement of Greenwood Recreation District—conduct of.—The Commissioners of election for Greenwood County shall cause to be held a referendum at the time of the general election in November 1960. Ballots containing the following question shall be furnished all eligible voters in the proposed district residing outside of School District No. 18: "Shall the Greenwood Recreation District be enlarged to include all that area within a five mile radius from the center of the Public Square in the City of Greenwood?"

Yes

No.

Those favoring the enlargement shall strike through the word 'No' and those opposed shall strike through the word 'Yes'."

As soon after the referendum as is practicable the commissioners of election shall certify the results of the referendum to the Clerk of Court of Greenwood County and shall submit a copy thereof to the Secretary of State.

SECTION 3. List of electors to be compiled.—The registrar of election shall compile a list of all qualified electors for this election and furnish it to all voting precincts concerned.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Establish A Fire District And A Board Of Fire Control For Greenwood County; To Provide For Its Powers, Duties And Membership; To Provide That Any Indebtedness Of Greenwood County For Fire Protection Shall Be Retired Within

A Certain Period; To Provide For The Apportionment Of Funds And Appropriations For Fire Protection; To Make Provisions For The Use Of Fire Equipment; To Provide That The Service Rendered In The Fighting And Controlling Of Fires Shall Be Without Cost Or Charge To The Person Requesting The Service; To Provide For Traffic Control At The Scene Of Certain Fires; To Provide Certain Powers For Members Of Truck Companies Of Greenwood County And To Provide Penalties For Violations, If The Referendum Herein Provided Results Favorably Thereto.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fire District for Greenwood County created—area—members—appointments—terms—chairman.—There is established a Fire District for Greenwood County comprising the area of the county not covered by the waters of Lake Greenwood, and a Board of Fire Control for Greenwood County, to be composed of five members appointed by the Governor of South Carolina, on the recommendation of a majority of the Greenwood County Legislative Delegation, for terms of five years, or until their successors are appointed and duly qualified. The initial members shall be appointed for terms of one year, two years, three years, four years and five years. Not more than one member shall be appointed from any fire subdistrict. The members shall elect from among themselves a chairman, who shall serve for a term of one year.

SECTION 2. Duties and powers.—The Board shall have the following duties and powers:

A. To buy such fire-fighting equipment as the Board deems necessary for the purpose of controlling fires in rural and suburban areas within the money allocated or made available to the Board for such purposes, and to insure that the equipment shall be utilized for the best interest of Greenwood County.

B. To select the sites or places within the county where the fire-fighting equipment shall be stationed; to designate fire subdistricts; and to relocate and add such stations or subdistricts as necessary.

C. To be responsible for the upkeep, maintenance, and repairs of the trucks and other fire-fighting equipment.

D. To promulgate such rules and regulations as it may deem proper and necessary relating to the maintenance, operation and use of the equipment.

E. To construct, if necessary, buildings to house the equipment authorized herein; *provided*, the land on which such buildings are constructed shall be donated to the county so long as the property is used for housing fire-fighting equipment. When no longer used for such purposes, the land and buildings will revert to the owners.

F. To regulate the use of equipment outside of county limits.

SECTION 3. Duties and powers of chairman.—The chairman of the Board shall have the following duties and powers:

A. To preside over all meetings of the Board and keep a record of the business transacted at such meetings.

B. To carry out the directions of the Board.

C. To select all drivers, volunteer firemen and other personnel necessary to provide fire protection in the areas of the county within the jurisdiction of the Board.

D. To procure and supervise the training of the drivers, volunteer firemen and other personnel.

SECTION 4. Retirement of indebtedness for fire protection.—Any indebtedness which may be incurred by the county for the purpose of fire protection shall be retired within a period of ten years.

SECTION 5. Certain municipalities and special districts to receive county funds.—Any municipality or special district within the county which provides fire protection and elects to continue its own system shall be entitled to a proportionate part of any funds provided by the County of Greenwood and any annual appropriations for the purpose of fire protection; *provided*, however, that such moneys shall be used exclusively for fire protection. Such moneys shall be apportioned on the basis of the assessed valuation of property within the respective municipalities or districts and within the balance of the county.

SECTION 6. Use and control of equipment.—The fire equipment provided for in this act shall be used to control, extinguish, and fight any fire within the area covered by the truck company to which the equipment is assigned or anywhere in the county without regard to its location. All service rendered, including the personnel used in the fighting and controlling of fires, shall be without cost or charge to the persons requesting such service. The Fire Chief or equivalent official of the truck company to which the equipment is assigned shall have complete supervision over its use and operation and it shall be his re-

sponsibility to insure that the equipment is readily available for use at all times.

SECTION 7. Members may direct traffic and enforce fire laws.

—All members of the truck companies of Greenwood County may direct and control traffic at the scene of any fire in a rural area of the county and enforce the laws of this State relating to the following of fire apparatus, the crossing of fire hose, and interfering with firemen in the discharge of their duties in connection with a fire in a like manner as provided for the enforcement of such laws by peace officers.

SECTION 8. Investigation of fires.—All members of the truck companies in Greenwood County may investigate the origin of fires in areas of the county and may arrest any person found at the scene or near the fire in areas when it is suspected that such person has set or caused to be set fire to any dwelling house or building. Any such person so arrested shall be forthwith delivered to the custody of the Sheriff of Greenwood County.

SECTION 9. Penalties.—It shall be unlawful to interfere with a member of the Fire Department in the discharge of his duties in the company or to interfere with any fire apparatus used by the Fire Department in the county and any person so offending shall be subject to a fine of not exceeding two hundred dollars or thirty days imprisonment.

SECTION 10. Referendum concerning establishment of fire district—conduct of.—A referendum shall be held at the same time as the Democratic Primary in 1960, to determine the wishes of the qualified electors of Greenwood County in regard to the legislation herein provided. Ballots shall be provided at the various voting precincts in the county with the following printed or written thereon: "Shall a fire district for Greenwood County and a board of fire control be created to purchase, maintain, locate and regulate the use of fire-fighting equipment in unincorporated portions of Greenwood County?"

Yes ☐

No ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word 'Yes', and those voting against the question shall deposit a ballot with a check or cross mark in the square after the word 'No'."

The officials responsible for canvassing the results of the election shall within ten days certify such results to the clerk of court of the county and to the Secretary of State. If a majority of the qualified electors voting in the referendum herein provided vote in favor of the question then the provisions of this act shall take effect.

SECTION 11. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1116, H2700)

No. 867

An Act To Amend Section 21-2981, Code Of Laws Of South Carolina, 1952, Relating To School Warrants In Hampton County, So As To Provide That Administrative School Districts May Issue Or Cause To Be Issued Its School Warrants, and To Amend The Code Of Laws of South Carolina, 1952, By Adding New Section 21-2984, So As To Provide That If A Certain Budget Is Not Approved By July First Of Any Year the Auditor Of Hampton County May Levy Taxes Based On The Last Previous Budget On File.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 21-2981, 1952 Code, amended—issuance of school warrants by Hampton County School Districts.—Section 21-2981, Code of Laws of South Carolina, 1952, is amended by adding at the end thereof the following: "*Provided*, the county board of education may authorize any administrative school district board to issue or cause to be issued its school warrants and to keep records in the same manner as is herein required of the county superintendent of education."

SECTION 2. 1952 Code amended—Section 21-2984 added—tax levy for Hampton County schools when budget not submitted by July 1.—The Code of Laws of South Carolina, 1952, is amended by adding new Section 21-2984 which shall read as follows:

“Section 21-2984. Whenever budgets are not submitted and approved by July first of any year, according to the requirements of this article, the Auditor of Hampton County may set the tax millage levy for the year beginning July first for school purposes on the basis of the last previous budget on file in his office with due regard and relation to the total assessed valuation of taxable property for the year beginning July first.”

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1120, H2590)

No. 868

An Act Creating The Hampton County Library; Providing For Its Governing Body; And Defining The Terms Of Office, Powers And Duties Of The Members Of The Governing Body.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Hampton County Library created.—There is hereby created an eleemosynary corporation under the control of the State, to be known as the Hampton County Library, which shall have all the powers conferred upon such a corporation by this act and the other applicable laws of this State.

SECTION 2. To be managed by board of trustees—appointments—terms—vacancies.—The corporation shall be controlled and managed by a board of trustees, nine in number, to be appointed by the Hampton County Legislative Delegation and to serve without pay. The original appointments shall be made as follows: two for terms of one year, two for terms of two years, two for terms of three years, and three for terms of four years, and until their successors are appointed and qualify. After the expiration of the initial terms, the trustees shall be appointed to serve for terms of four years and until their successors shall be appointed and qualify. Vacancies shall be filled by the appointing power for unexpired terms as they occur. Members of the

board shall not serve consecutively for more than two terms, and shall be subject to removal for cause by the appointing power.

SECTION 3. Officers—bonding of—meetings.—The board shall elect a chairman, a vice-chairman, a secretary, a treasurer, and such other officers as may be deemed necessary, and may make rules and regulations for the conduct of its business. The board may require of its chairman, its treasurer and the librarian a suitable bond for the faithful performance of their respective duties. Such bonds shall be paid for from the funds of the library account. The board shall meet at least four times annually and hold such other meetings as it deems necessary.

SECTION 4. Employ librarian.—The board shall employ a librarian qualified by training and experience to conduct and administer public library service, and may employ, direct, and discharge any such employees as it may consider advisable, at its pleasure. No member of the board or relative of a board member shall be so employed.

SECTION 5. Powers and duties.—The corporation may, by way of amplification and classification, but without limiting the generality of powers conferred on it by Section 1:

- (1) purchase, lease, hold, and dispose of real estate and personal property;
- (2) acquire books and other informational material and provide for their circulation throughout all sections of the county;
- (3) accept donations of land, services, materials, books and other things for the establishment and equipping of libraries;
- (4) enter into agreements for the suitable designation and markings of equipment, rooms, buildings and other library facilities to commemorate the memory of individuals;
- (5) cooperate or enter into contracts with any state or federal agency whereby it will receive substantial aid in carrying out the purposes of the library;
- (6) enter into contracts with other counties to operate regional or joint libraries and facilities; and
- (7) generally do all things necessary and proper to establish, equip, maintain and operate a county library system.

SECTION 6. Further.—The board shall provide and make available to the citizens of Hampton County good books and informational material. The board shall establish a headquarters library and may

establish branches and units in various communities and operate one or more bookmobiles over routes to be determined by the board.

SECTION 7. Board members not to contract with board.—No member of the board shall contract with the board and any such attempted contract shall be void.

SECTION 8. Appropriation—approval of expenditures.—Funds for the operation and maintenance of the county library shall be fixed by the annual county appropriations act. The funds appropriated shall be credited to the account of the Hampton County Library, and approval of the chairman and the treasurer of the board shall be necessary before any claim or voucher shall constitute a valid claim against the funds credited to the library account. When so approved and countersigned by the chairman and treasurer of the board, such claim or voucher shall constitute a valid obligation against the funds credited to the library account. This account shall be audited each year by the public accountant annually engaged by the grand jury to audit county finances.

SECTION 9. Reports.—The board shall annually, on or before the first of September of each year, make a report of its activities, showing in summary form its receipts and expenditures, the libraries and bookmobile routes operated by it, the number of books, periodicals and other property owned by it, the character of the service rendered to the people of the county, including the number making use of its services, and such other pertinent facts as would show its activities during the preceding fiscal year. Reports shall be filed in the office of the clerk of court for the county and copies shall be furnished each member of the county legislative delegation.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1122, H2596)

No. 869

An Act To Amend Section 23-160, Code Of Laws Of South Carolina, 1952, So As To Change The Designation Of The Voting Precinct At Dale To Dale-Lobeco, And To Eliminate Hardeeville Precinct.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 23-160, 1952 Code, amended—Beaufort County voting precincts changed.—Section 23-160, Code of Laws of South Carolina, 1952, is amended by striking the section in its entirety and inserting in lieu thereof the following :

“Section 23-160. In Beaufort County there shall be the following voting precincts: Beaufort; Port Royal; Burton; Sheldon; Dale-Lobeco; Bluffton; Hilton Head; Daufuskie; Barrel Landing; Lady’s Island; and St. Helena Island.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1132, H2707)

No. 870

An Act To Exempt Property Of Masonic Lodges In Beaufort County From County And Municipal Taxes Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Masonic Lodges in Beaufort County exempt from taxes.—All property owned by any Masonic lodge in Beaufort County shall be exempt from all county and municipal taxes so long as such property is used as a Masonic lodge and is not leased or rented for any other purpose.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1133, H2708)

No. 871

An Act To Require Certain Beaufort County Agencies To Make Quarterly Reports Of Their Activities.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain Beaufort County agencies to make quarterly reports.—The Beaufort County Development Board, the Port Royal Port Authority, the Beaufort County Water Authority and the Planning Board for Beaufort and Sheldon Townships and Lady's Island in St. Helena Township shall make quarterly reports of their activities to the Beaufort County Legislative Delegation. The first such report shall be for the quarter ending June 30, 1960.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1134, S686)

No. 872

An Act To Create The Lancaster County Board Of Tax Assessors And Tax Appeals; To Provide For Its Membership, Powers And Duties; To Provide For The Employment Of An Executive Secretary And To Define His Duties; And To Provide For A Referendum.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lancaster County Board of Tax Assessors and Tax Appeals created—members—appointments—terms—vacancies.—There is hereby created the Lancaster County Board of Tax

Assessors and Tax Appeals to be composed of five members to be appointed from the county at large, which members shall be appointed by the Governor upon the recommendation of a majority of the Lancaster County Delegation, including the Senator. Subsequent to its appointment, the board shall meet and draw lots for the initial terms of its members. Two shall be for a term of two years and three shall be for a term of three years, after which their successors shall be appointed for regular terms of four years. Any vacancy on the board for any reason shall be filled in the same manner as the initial appointment for the unexpired term.

SECTION 2. Meetings — chairman — quorum — compensation.—Upon the appointment of the board, the auditor shall immediately call a meeting of the board who shall, from among themselves, select one of their members to serve as chairman. Thereafter, the board shall meet at least once a month and more often as directed by the chairman or upon the written request of at least three members of the board. Three members shall constitute a quorum. The members shall receive mileage and per diem as now allowed other county officers and such additional compensation as may be fixed by law.

SECTION 3. Employ executive secretary.—The board shall, within thirty days of its appointment, employ an executive secretary who must be an attorney qualified to practice before the Supreme Court of this State. The executive secretary shall receive such compensation as may be provided by law.

SECTION 4. Powers and duties of executive secretary.—The executive secretary shall:

(a) take all necessary steps to evaluate and appraise all of the urban and rural property in the county to insure an equal assessment of all of the taxable property;

(b) cooperate with the South Carolina Tax Commission in evaluating and assessing any taxable property in the county which the Tax Commission is authorized to assess;

(c) employ the latest tax assessing techniques, principles of taxation and standards used in evaluating property for tax purposes;

(d) insure that all necessary steps are taken to place all taxable property on the tax books;

(e) to keep current the taxable values of all property and to particularly assess property that has changed in value as a result

of conditions brought about by change in usage, renovation, new construction, depreciation and obsolescence;

(f) have authority to promulgate rules and regulations for the enforcement of this act; and

(g) to employ and control personnel sufficient to carry out the provisions of this act with the prior approval of the board at such salaries as may be authorized by a majority of the county legislative delegation.

SECTION 5. Appeals.—Any property owner may appeal from the assessment of the executive secretary to the board of tax assessors and tax appeals within thirty days from date of receiving notice of the assessment.

SECTION 5-A. Referendum concerning creation of Board of Assessors and Tax Appeals—conduct of.—The Lancaster County Commissioners of Election shall conduct a referendum on the second Tuesday in June, 1960, to ascertain the affirmative and negative votes of the citizens of Lancaster County on the question of whether or not they favor the creation of the Lancaster County Board of Assessors and Tax Appeals and the employment of an executive secretary. The commissioners of election shall publish the information relating to the referendum once a week for two consecutive weeks in a newspaper having general circulation within the county. The expenses of printing and distributing the ballots shall be paid out of the general fund of the county.

The commissioners shall have printed a sufficient number of ballots and have them distributed at the voting places. The ballots shall read as follows:

“Do you favor the creation of the Lancaster County Board of Assessors and Tax Appeals and the employment of an executive secretary?

In favor of ☐
Opposed to ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the words ‘In favor of’ and those voting against the question shall deposit a ballot with a check or cross mark in the square after the words ‘Opposed to.’”

The officials responsible for canvassing the result of the election shall within ten days certify such result to the clerk of court of the county and to the Secretary of State.

SECTION 5-B. Act to become law contingent on election.—If a majority voting in the election vote in favor of the question, the provisions of this act shall become law. If a majority voting in the election oppose the question the provisions of this act shall not become law and shall be null and void.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1137, H1211)

No. 873

An Act To Provide For The Creation And Establishment Of The Rural Recreational District In Richland County; To Provide For The Government Thereof; To Make Provisions For The Issuance Both Of General Obligation Bonds Of The District And Revenue Bonds Of The District; To Prescribe The Conditions Under Which Such Bonds May Be Issued And The Purposes For Which The Proceeds May Be Expended; To Provide For The Payment Of The Bonds; To Provide For An Election And To Repeal Act No. 359 Of 1953.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Rural Recreational District created in Richland County contingent on election.—Subject to a favorable result in the election hereinafter provided for, there is hereby created and established in Richland County a district to be known as the Rural Recreational District, hereinafter referred to as the district, with such duties, power and authority as herein provided and including such territory and boundaries as hereinafter designated.

SECTION 2. Area.—The district shall include and be comprised of the entire territory of Richland County not embraced within the city limits of Columbia.

SECTION 3. To be political subdivision.—The district shall be a body politic and shall exercise and enjoy all the rights and priv-

illeges of such and be subject to the rules and regulations herein imposed.

SECTION 4. To be governed by a commission—members—appointments—terms—vacancies—officers.—The district shall be governed by a commission to be known as the Rural Recreational Commission of Richland County, hereinafter referred to as the commission, which shall be composed of five resident electors of the district to be appointed by the Governor upon the recommendation of the Richland County Legislative Delegation, including the Senator. In making such recommendations the Richland County Legislative Delegation shall endeavor to give representation on the commission to all sections of the district. The terms of office of the initial commission shall be for terms of one, two, three, four and five years, respectively, and the initial appointees, after organizing, shall determine the duration of their respective terms by lot. Upon the expiration of the initial terms of office, successors for all succeeding terms shall hold office for a term of five years. Should vacancies in office occur, successors shall be appointed for the balance of the unexpired term in the same manner as the members, whom they succeed, were appointed. All commissioners shall hold office for their respective term and until their successors shall have been elected and qualified.

Immediately upon the appointment of the commission, it shall organize by electing one of its number as chairman, a second as vice-chairman, and a third as secretary. The officers of the commission shall hold office for terms of one year and until their successors shall be chosen and qualify. It shall be the duty of the commission to see that a record of the appointees to the commission shall be filed in the clerk of court's office in Richland County, so as to indicate the persons holding office as members of the commission and the duration of their respective terms. No member of the commission shall receive any compensation for his services as a member of the commission.

SECTION 5. Powers and duties.—The commission shall be empowered as follows:

- (1) To sue and be sued.
- (2) To adopt, use and alter a corporate seal.
- (3) To define a quorum for its meetings.
- (4) To make bylaws for the management and regulation of its affairs.
- (5) To acquire, by gift, purchase, or through the exercise of eminent domain, lands or interest thereon whereupon to establish

physical education and recreation facilities, including tennis courts, baseball diamonds, football fields, basketball courts, swimming pools, other facilities of like nature and general recreational facilities.

(6) To expend all moneys which it shall receive, including such portion of any bonds sold pursuant to this act as may be set apart to the commission for its functions.

(7) To acquire and operate any apparatus or equipment useful in the operation of its facilities.

(8) To prescribe rules and regulations governing the use of the facilities.

(9) To fix rates and charges for the use of any facilities which might be established through the proceeds of the sale of revenue bonds.

(10) To make contracts and to execute instruments that are necessary or convenient for the discharge of the functions of the commission.

(11) To make contracts for construction and other services.

(12) To appoint agents, employees and servants, to prescribe their duties, to fix their compensation, to determine if and to what extent they shall be bonded for the faithful performance of their duties.

(13) To issue and sell general obligation bonds of the district in the amount of not exceeding two hundred thousand dollars to obtain funds for the acquisition of any facilities which the commission is empowered to operate in such manner as hereinafter provided.

(14) To issue and sell revenue bonds of the district payable from the revenue of any facility which the commission shall be empowered to construct and operate for the purpose of obtaining funds for the acquisition and maintenance of facilities which the commission is empowered to operate.

SECTION 6. Property exempt from taxes.—All property of the commission shall be exempt from all ad valorem taxes levied by the State, county or any municipality, division, subdivision or agency, direct or indirect.

SECTION 7. Fiscal year—audit—annual report.—The commission shall conduct its affairs on the fiscal year basis employed by Richland County. As shortly after the close of its fiscal year as may be practicable an audit of its affairs shall be made by a certified public accountant of good standing, to be designated by the commission. Copies of such audit, incorporated into an annual report of the

commission, shall be filed with the Senator from Richland County, the secretary of the house delegation from Richland County and in the office of the clerk of court for the county.

SECTION 8. Amendments to act not to impair contracts.—The right to alter, amend or rescind this act is hereby expressly reserved and disclosed, but no such amendment or repeal shall operate to impair the operation of any contract made by the authority pursuant to any power conferred by this act.

SECTION 9. Issue bonds—use of proceeds.—In order to obtain funds to acquire the facilities above referred to, the commission is hereby authorized and empowered to issue not exceeding two hundred thousand dollars of general obligation bonds of the district. The proceeds derived from the sale of such bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be retained by the commission and shall be used to defray the cost of acquiring the facilities herein-before described.

SECTION 10. Maturity — redemption — interest — dates.—The bonds may be issued either as a single issue or from time to time in several separate issues. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the commission, except that the maturity date of the last installment shall fall due not later than fifteen years from the date the bonds bear, and the first maturity date may be postponed three years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the commission, contain a provision permitting its redemption prior to its stated maturity at such redemption premiums as the commission shall prescribe. The bonds shall bear such rate or rates of interest as the commission may determine, payable on such occasions as the commission shall determine, but the average rate of interest for each issue of bonds sold pursuant to the authorizations of this act shall not exceed four per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Richland County, and the principal thus made payable to the registered holder

(unless the last registered transfer shall have been to bearer), upon such conditions as the commission may prescribe. They shall bear such date or dates and be payable at such place or places as the commission may likewise prescribe.

SECTION 11. Execution.—The bonds and the interest coupons thereunto attached shall be executed in such manner as the commission shall prescribe.

SECTION 12. Sale.—The bonds shall be sold by the commission at not less than par and accrued interest to the date of their respective deliveries at public sale and, at least ten days prior to any such sale, notice announcing the intention to receive bids for the sale of any bonds authorized by this act shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 13. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 14. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland County, in the same manner as county taxes are levied and collected, a tax on all taxable property in the district sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 15. Action of commission may be taken at any meeting.—Any action required of the commission may be taken at any meeting of the commission, regular or special, and at such meeting a majority of the members of the commission shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds or taking any other action permitted or required of the commission by the provisions of this act. *Provided*, however, that no general obligation bonds shall be issued without a favorable vote in the election herein provided for.

SECTION 16. Election concerning creation of District—conduct of.—An election shall be held at the same time as the general

election in November 1960, in order to determine if the District shall be created and to further determine if the Commission shall be empowered to issue general obligation bonds under the provisions of this act. The commissioners of election for Richland County shall conduct the election.

Except as otherwise provided for in this act, the election shall be conducted in accordance with provisions of the South Carolina election law, and all persons resident in the district and qualified to vote under the Constitution and law of the State shall be permitted to vote.

SECTION 17. Question.—The questions submitted to the qualified electors in the election shall be substantially in form as follows: "Shall the Rural Recreational District of Richland County be created?" and "Shall there be issued on behalf of the Rural Recreational District of Richland County, either as single issue or from time to time as several separate issues, not exceeding two hundred thousand dollars of general obligation bonds of the Rural Recreational District of Richland County, whose proceeds shall be expended to defray the cost of acquiring physical education and recreational facilities?" The questions shall be separately stated and each shall be followed by the words

"YES ☐
NO ☐

and with suitable instructions to those voting indicating that those who favor the creation of the District shall deposit a ballot with a check mark in the box opposite the word "YES", while those who oppose the creation of the District shall deposit a ballot with a check mark in the box opposite the word "NO"; and those who favor the issuance of general obligations bonds shall deposit a ballot with a check mark in the box opposite the word "YES", while those who oppose the issuance of general obligation bonds shall deposit a ballot with a check mark in the box opposite the word "NO."

SECTION 18. Polling places.—A polling place for voting in the election shall be located in each voting precinct of Richland County lying wholly within the district.

SECTION 19. Notice.—Notice of the holding of such election shall be given by the commissioners of election for Richland County by publication thereof in a newspaper published in Richland County and having circulation in the district at least twice. The first advertisement shall appear not less than fifteen days prior to the date of the

election, and the second publication shall appear not more than ten days prior to such election. Such notice shall state:

1. The date on which the election is to be held;
2. The location of the several polling places;
3. The qualifications that are applicable to voting; and
4. The questions to be submitted.

SECTION 20. Results.—As soon as convenient following the election the commissioners of election for Richland County shall canvass the results and certify them within ten days to the Clerk of Court for Richland County, the Richland County Legislative Delegation and to the Secretary of State. Thereafter neither the results of such election, nor the manner of holding the election shall be open to question except by a suit or proceedings instituted within thirty days from the date of the filing of such certified copy of such resolution.

SECTION 21. Saving clause.—If any part of this act shall be held unconstitutional, such unconstitutionality shall not affect the remainder of this act.

SECTION 22. Act 359 of 1953 repealed.—Act No. 359 of 1953 and all other acts and parts of acts inconsistent herewith are repealed.

SECTION 23. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1141, H1505)

No. 874

An Act To Provide For A System Of Municipal Government In And For Darlington County; To Create A County Commission And To Provide For Its Membership, Powers And Duties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. System of municipal government for Darlington County—to be administered by a commission.—There is hereby provided for Darlington County a system of municipal government, which shall be administered by a county commission, as herein constituted, whose powers and duties shall be as hereinafter set forth:

SECTION 2. Members — election — duties — terms — vacancies—when Advisory Board to cease functioning.—The powers and duties set forth in this act shall be vested in a county commission. The commission shall be composed of seven members who shall be residents of specific areas of Darlington County as follows, but who shall be elected at large by the qualified electors of the county: two members shall be residents of the Hartsville School Attendance Area; two members shall be residents of the Darlington School Attendance Area and two members shall be residents of Lamar School Attendance Area and one member shall be elected from the county at large. The first election of commissioners as set forth above shall be held in the general election of November, 1960. The members elected in the general election of 1960 shall not take office until March 15, 1961. On December 1, 1960, the members hereinabove elected shall organize among themselves and begin survey and study of the various county departments and those departments of State Government that affect the operation of the county government. They shall hold hearings with the various departments as well as the public itself to determine the needs for legislation and appropriations to maintain and operate such departments. Beginning January, 1961, they shall meet with such county and state departments and others as is necessary to determine the amount of appropriations that shall be necessary for the operation of the county government and its various functions, and shall proceed to prepare annual appropriations bill for the county. On March 15, 1961, the present Advisory Board of Darlington County shall cease to function and the commissioners elected under the terms of this Act shall take office and all acts done or thereafter passed by them shall have full force and effect of law. The terms of the commissioners elected in the general election of 1960 shall be as follows: of the first members of the county commission elected by a majority vote, the four receiving the largest number of votes shall serve until June 30, 1964, and the remaining three elected shall serve until June 30, 1962. Thereafter, the term of office of each commissioner shall be for a period of four years. Each vacancy occurring by reason of the expiration of the term of office shall be filled by election in the primary next preceding the expiration date of that term of office. In the event of a vacancy occurring by reason of death, resignation or otherwise, the Governor, on the recommendation of the Legislative Delegation, shall fill the vacancy for the unexpired term.

SECTION 3. Chairman — clerk — meetings — compensation—quorum—passage of tax levies—publication of ordinances and resolutions.—The commission shall select one of its members as chairman for a term which it may set. The commission may designate a person to serve as clerk and as county public relations and promotional officer to record its proceedings and perform additional duties which the commission may prescribe. The members of the commission shall receive such salaries and compensation as is set by the Legislative Delegation. The commission shall decide the time, place and frequency of its meetings for the transaction of official business. Regular meetings shall be held twice each calendar month, and special meetings may be held at other times as the chairman may direct, but no special meeting shall be held unless three days' advance notice be given in a newspaper having general circulation in Darlington County. Four members of the commission shall constitute a quorum for the transaction of official business. All meetings shall be open to the public. No ordinance shall be passed levying a tax or incurring indebtedness which shall not have been voted for by at least four members of the commission duly assembled. No ordinance, which levies a tax, or appropriates moneys, or incurs bonded indebtedness, shall be valid unless it shall have been read at three regular meetings of the commission. Each ordinance or resolution of the commission shall be published in full at least once in a newspaper of general circulation in the county at least five days before the effective date thereof. All proceedings of the commission shall be recorded and, annually, all ordinances and resolutions passed during the preceding twelve months shall be printed and made available for public distribution through the office of the commission.

SECTION 4. Powers and duties.—The commission is hereby empowered to legislate in reference to such matters of local concern within Darlington County as are herein provided and, to that end, shall have the following powers:

- a. To adopt, use and alter a corporation seal.
- b. (1) To acquire by purchase or gift real property in the name of Darlington County.
- (2) To acquire tangible personal property and supplies.
- (3) To lease, sell or otherwise dispose of real and personal property in the name of Darlington County, including all property now owned by the county; *provided*, always, that no lease or sale shall be effected except upon sealed proposals after notice thereof be

given by published advertisement at least once not less than seven days prior to the occasion fixed for the opening of bids.

c. To make contracts and to execute all instruments necessary or convenient for carrying out the functions committed to it.

d. To exercise the powers of eminent domain in the manner provided by the general laws of the State of South Carolina for procedure by any county, municipality, or authority organized under the laws of this State, or by the South Carolina State Highway Department, or by railroad corporations, or in any manner provided by law, as the commission may, in its discretion, elect.

e. To make appropriations and to levy taxes therefor for corporate purposes, to build and repair public roads, buildings and bridges, to maintain and support prisoners, county officers, and for litigation, quarantine and for ordinary county purposes, to support paupers, and to pay past indebtedness.

f. To provide for the receipt, custody, allocation and disbursement of funds accruing to Darlington County from whatever source derived other than educational funds which shall be disbursed by the County Board of Education.

g. To incur indebtedness in anticipation of the collection of taxes which have been levied.

h. To issue bonds pledging the faith and credit of Darlington County for purposes authorized by and within the limits prescribed by the Constitution of the State of South Carolina, to build and repair public roads, buildings and bridges, to maintain and support prisoners, county officers, and for litigation, quarantine and for ordinary county purposes, to support paupers, and pay past indebtedness. Bonds issued pursuant to this section shall mature serially in the manner which the commission may provide. They may contain provisions permitting their redemption prior to their stated maturity at premium figures. The commission shall also have the power to determine the rates of interest these bonds may bear, the method of their execution and sale and all other matters incident to their proper issuance and delivery. The commission shall have power to order the levy and collection of ad valorem taxes upon all taxable property in Darlington County, without limitation as to rate or amount, sufficient to provide for the payment of the principal and interest on the bonds. Prior to the final adoption of any ordinance providing for the issuance of bonds pledging in any manner the taxing power of Darlington County, the question of issuing the bonds shall be

submitted to the qualified electors of Darlington County at any general election, or at any special election ordered by the commission for that purpose. Notice of the question to be voted upon shall be given by published advertisement thereof in a newspaper of general circulation in Darlington County at least once a week for three successive weeks prior to the election. If the question be submitted at a special election, the commission shall have power to fix the date of the election, and shall, not less than fifteen days before the date fixed, notify the Governor of the date fixed. The Governor shall thereupon, for the purpose of carrying on the election, appoint three commissioners of election, who shall appoint the managers thereof, receive the returns of the managers, and declare the result of the election, and perform all other acts necessary or incident to the proper holding of the election. The form of ballot to be used shall in all cases be prescribed by the commissioners of election. The commissioners and managers shall take and subscribe, before any officer authorized to administer oaths, the oath of office prescribed by Section 26, Article III, of the Constitution, and it shall immediately be filed in the office of the Clerk of Court of Common Pleas for Darlington County. The ordinance shall not be adopted unless the election thereon shall have resulted in a simple majority favorable to the issuance of the bonds to be authorized thereby.

i. To enter into agreements on matters of local concern with agencies and instrumentalities of the Federal Government, the State Government, political subdivisions of the State, and educational, charitable and eleemosynary institutions.

j. To regulate, control and provide for the construction, maintenance, operation and use of public streets, roads, bridges, sidewalks, drains, courthouses, jails, buildings, prison farms, and other public improvements and facilities.

k. To prescribe methods of accounting for county officers and departments.

l. To supervise and regulate the various departments of the county, except that the duties and functions now provided by law for the offices of the auditor, treasurer, sheriff, clerk of court, probate judge, master, coroner and superintendent of education shall not be altered, and the power of these officers to designate the personnel made available to them shall not be infringed.

m. To make provisions for the conduct of county affairs; to provide for the appointment of a county manager to serve as the chief

administrative officer for local affairs. The county manager shall carry out the policies and directions of the county commission, direct and coordinate all administrative activities, direct the development of a budget for submission to the commission, and control the expenditure of appropriated funds; he shall have charge of the construction and repairs of all roads and bridges in the county; he shall have charge of the chaingang, all road machinery, construction, maintenance, operation and use of the jails, buildings, prison farms, and all other public improvements and facilities, subject to the general direction and authority of the commission. The county manager shall have authority to hire and discharge all employees who may be engaged in the above work. *Provided*, however, that the present County Manager shall serve as County Manager under this Act until he is subject to retirement under the provisions of the State Retirement Act for County Employees.

n. To create such other agencies and departments as may be deemed advisable, and to prescribe their duties and functions; and to alter or transfer the duties and functions of existing offices, agencies or departments.

o. To establish policies affecting the selection, appointment, compensation, dismissal and other matters in the control of the administrative employees of the county government. All other employees now employed by the county commissioners, not engaged in road repairs or work incident to the building of roads, shall be employed by the commission; *provided*, that the commission shall fix the compensation for the employees not otherwise provided for in the annual appropriation act for the county.

p. To exercise all powers vested by law in the county advisory commission.

q. To exercise all powers vested by law in the Fund for the Needy.

SECTION 5. Saving clause.—If any part of this act for any reason is held unconstitutional or invalid, the invalidity of such section shall not affect the remainder of this act which shall remain in full force and effect.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1144, H2477)

No. 875

An Act To Establish The Criminal, Juvenile And Domestic Relations Court Within York County With A Criminal Division And A Juvenile And Domestic Relations Division; To Provide For Its Officers, Their Powers And Duties And The Court's Jurisdiction; To Provide A Tax Levy Therefor; And To Repeal Act No. 596 Of The Acts Of 1947, As Amended, Relating To The Juvenile And Domestic Relations Court Of Catawba-Ebenezer Townships In York County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Criminal, Juvenile and Domestic Relations Court created in York County.—There is established within York County a court to be known as the Criminal, Juvenile and Domestic Relations Court. The court shall be a court of record, with terms of the Criminal Division to be held in the York County Courthouse and the terms of the Juvenile and Domestic Relations Division to be held at such places in the county as the judge may determine. The establishment of this court is determined necessary by the General Assembly for all of York County except that area of the county included in the Kings Mountain Battleground National Park and the land of the South Carolina State Park at Kings Mountain.

SECTION 2. Judge — qualifications — appointment — term — salary—not to practice law.—The court shall be presided over by a judge who must have had at least five years experience as a practicing attorney in this State. He shall be appointed by the Governor upon the written recommendation of a majority of the York County Bar and approval by the majority of the York County Legislative Delegation for a term of four years, except the term of the first judge shall be from the effective date hereof to the second Tuesday in January, 1965. Such recommendation shall be made not more than forty-five days prior to the commencement of the next term of office. The judge shall receive an annual salary of eight thousand, five hundred dollars; payable in twelve equal monthly installments. The judge shall devote his full time to his office and shall not engage in the practice of law in any form except that he shall have the right to wind up all legal matters he is engaged in at the time of his appointment.

CRIMINAL DIVISION**SECTION 3. Criminal Division—jurisdiction—“court” defined.**

—The Criminal Division shall have concurrent jurisdiction with the court of general sessions to try all criminal cases except those crimes excluded by Section 1 of Article V of the Constitution of this State and cases in which the maximum penalty is in excess of ten years. The term “court” used in the sections of this act relating to this division shall mean the Criminal Division of the court herein established.

SECTION 4. Grand jury.—The grand jury drawn for and serving in the court of general sessions of York County shall constitute the grand jury of the court and shall so serve and act upon all necessary indictments of the court. The grand jury shall attend upon the sessions of the court whenever notified to do so by request of the county solicitor and order of the judge.

SECTION 5. Procedure for waiving indictment.—The procedure for waiving indictment provided in Sections 15-511 and 17-512 of the Code of Laws of South Carolina, 1952, may be followed in criminal proceedings in the court.

SECTION 6. Solicitor — election — term — vacancies — salary — duties.—All criminal cases shall be prosecuted by the county solicitor who shall be a resident practicing attorney in York County. The qualified electors of York County shall elect the county solicitor at every alternate general election commencing with the general election in 1962. The term of office shall be for four years from the second Tuesday in January, 1963. The vacancy from the effective date hereof to the time an elected solicitor can qualify or any future vacancy shall be filled in the manner provided in Section 9 of this act. The solicitor shall receive an annual salary of three thousand dollars, payable in twelve monthly installments. It shall be the duty of the solicitor to assist the circuit solicitor in the preparation of all indictments within the jurisdiction of the court. The county solicitor shall have all powers now vested in the circuit solicitor except as limited by this act.

SECTION 7. Practice of prosecuting officer restricted.—No prosecuting officer shall receive any fee or reward from or in behalf of a prosecutor for services in any prosecution or business to which it is his official business to attend, nor be concerned as counsel or at-

torney for either party in a civil action depending upon the same state of facts.

SECTION 8. Practice of solicitor restricted.—The county solicitor shall not engage in the practice of criminal law in any court of the State of South Carolina within the County of York.

SECTION 9. Vacancies.—In the event of any vacancies in or extended temporary absence from the office of the judge or of the solicitor, the Governor shall appoint some suitable person upon the recommendation of a majority of the York County Bar and the approval of the majority of the York County Legislative Delegation to fill the unexpired term or extended temporary absence.

SECTION 10. Clerk of court and court reporter.—The clerk of the circuit court shall, ex officio, be the clerk of the Criminal Division and shall keep such dockets, minutes and records of the court and the cases pending therein and shall attend and perform the duties as required of him by law as clerk of the court of general sessions. For services rendered this court, he shall receive twelve hundred dollars per annum in addition to his regular salary. The judge shall appoint some suitable person as court reporter who shall be paid such salary as may be provided in the annual appropriations act of the county. The reporter shall also act as secretary to the judge and as deputy clerk of this court.

SECTION 11. Jury commissioners—jurors—drawing and summoning of.—The board of jury commissioners, as constituted by law in the county for the drawing of jurors for the circuit court, shall constitute the board of jury commissioners for the drawing of jurors for the sessions of the Criminal Division herein established; and such commissioners shall, upon the order of the court, at such time as may be fixed and after giving five days notice of such drawing from the jury box, draw a panel of not more than twenty petit jurors, and the clerk of the court shall immediately issue to the sheriff a venire containing the names of the persons drawn as petit jurors which venire shall be returnable at such times as may be designated by the court and the persons so served shall be the jurors for the term. The law relating to the qualifications, drawing, summoning, selecting and challenging of the jurors of the circuit court shall apply except as herein otherwise provided. The jury for the court shall consist of six qualified electors and shall be drawn as

provided for jurors of the court of general sessions. Additional jurors as necessary in the discretion of the judge, may be ordered as now or hereafter required for the circuit court.

SECTION 12. Duties of sheriff and circuit court personnel.—

The sheriff or such of his deputies as he may designate shall attend all sessions of the court and shall be subject to the orders of the court, and the bailiffs, court crier and other personnel serving the circuit court in York County shall also serve in the same capacity in this court.

SECTION 13. Terms of court.—The judge shall fix the terms for the court as he deems necessary to expedite its business and the court shall be open for taking guilty pleas at any time in open court or at chambers.

SECTION 14. Duties of circuit court solicitor—transfer of cases—guilty pleas.—

The solicitor of the sixth judicial circuit shall appear at the regular terms of the court of general sessions and hand out indictments at that time to the grand jury or at such other times as the judge of the court herein established may summon the grand jury to meet and act upon indictments. After the grand jury has acted upon indictments presented to it, then the solicitor shall endorse on the indictment if the case is to be tried in this court, and the defendant or his attorney shall be notified of said endorsement by notice or by announcement in open court. Any case within the jurisdiction of this court shall be transferred from the general sessions court to this court when requested by the defendant. The defendant, within four days after said endorsement, exclusive of the day on which the endorsement was made, may have any indictment endorsed for trial to the court herein established placed for trial in the court of general sessions by notice in writing served on the solicitor and filed in the court of general sessions. The defendant may apply to the judge of the court in which his case is pending for an order transferring his case for trial to the other court. Guilty pleas may be made in the court of general sessions in cases pending in either court without the requirement of notice to remove the case from the court herein established to the court of general sessions.

JUVENILE AND DOMESTIC RELATIONS DIVISION

SECTION 15. Juvenile and Domestic Relations Division—jurisdiction—"court" defined.—The Juvenile and Domestic Relations Di-

vision shall have original jurisdiction concerning the welfare of any child less than eighteen years of age living or found within the county and once jurisdiction of such a child is acquired, the court can retain jurisdiction of such child until he reaches the age of twenty-one years unless the judge, in his discretion, determines that the child should be referred to the Criminal Division of this court or to the jurisdiction of another court of competent jurisdiction. This division shall have jurisdiction to try and dispose of the case of any child under eighteen years of age who has been charged with violating any law within the jurisdictional limits of this court; and the case of any child requesting trial by jury shall be transferred to the Criminal Division of this court or another court of competent jurisdiction. This division shall likewise have concurrent jurisdiction with the circuit court in matters relating to support and divorces. The term "court" used in the sections of this act relating to this division shall mean the Juvenile and Domestic Relations Division of the Court herein established.

SECTION 16. Application of laws.—The Juvenile and Domestic Relations Division of the court shall be controlled by the statutes contained in Chapter 7, Volume 2 of the Code of Laws of South Carolina, 1952, except where inconsistent with the provisions of this act; *provided*, however, Sections 15-1111, 15-1115, 15-1116, 15-1117, 15-1118, 15-1120, 15-1121, 15-1122, 15-1124, 15-1125, 15-1126, 15-1127, 15-1128, 15-1129, 15-1130, 15-1133, 15-1134, 15-1135, 15-1136, 15-1137, 15-1138, 15-1139, 15-1140, 15-1141, 15-1142, 15-1152, 15-1153, 15-1157, 15-1158, and 15-1174, Code of Laws of South Carolina, 1952, shall not be applicable. The term "court" as used in the applicable sections shall mean the Juvenile and Domestic Relations Division of the court herein established. The applicable sections are hereby so modified as to apply only within and properly to the territorial limits of this court.

SECTION 17. Judge to make certain rules and regulations.—The judge shall make rules and regulations governing the following subjects: (1) Practice and procedure in the court of his county; (2) Probation; (3) The receipt and payment of funds for the support of wives or children; (4) The conduct and control of officers and employees. Such rules shall be printed within a reasonable time after their adoption and copies shall be available for the public, and, insofar as the same are not in conflict with existing provisions of law and of this chapter, they shall have the force of law.

SECTION 18. Judge to employ personnel.—The judge shall employ a probation officer and a counselor at such salaries as may be recommended and approved by the legislative delegation of the county and such other personnel as may be necessary for the proper functioning of the court with the approval of the York County Legislative Delegation. The services of all employees shall not be restricted to a particular division but shall be available to both divisions of the court as may be prescribed by the presiding judge.

SECTION 19. Custody of children—when jurisdiction to commence—releasing of children to parents—detention of children—children to be kept separate from adults.—(a) When any child, found violating any law or ordinance, or whose surroundings are such as to endanger his welfare, is taken into custody such taking into custody shall not be termed arrest. The jurisdiction of the court shall attach from the time of such taking into custody. When a child is so taken into custody, such officer shall notify the parent, guardian, or custodian of the child as soon as possible. Whenever possible, unless otherwise ordered by the court, such child shall be released to the custody of his parent or other responsible adult upon the written promise, signed by each person, to bring the child to the court at a stated time or at such time as the court may direct. Such written promise, accompanied by a written report by the officer, shall be submitted to the court as soon as possible. If such person shall fail to produce the child as agreed upon or upon notice from the court, a summons or a warrant may be issued for the apprehension of such person or of the child, or both.

(b) If the child is not released as herein provided, such child shall be taken without unnecessary delay to the court or to the place of detention designated by the court, and as soon as possible thereafter the fact of such detention shall be reported to the court, accompanied by a written report by the officer taking the child into custody stating: (1) facts of the offense, and (2) the reason why the child is not released to the parent. Pending further disposition of the case the court may release such child to the custody of the parent or other person or may detain the child in such place as the court shall designate, subject to further order, but no child shall be held in detention longer than two days, excluding Sundays and holidays, unless an order for such detention is signed by the judge.

(c) Where practicable no child shall be transported in any police vehicle which also contains adults under arrest. Where practicable no

child shall at any time be detained in any police station, lockup, jail or prison except upon order of the judge and when a child is placed in a jail or other place of detention for adults, he shall be placed in a room or ward entirely separate from adults confined therein.

(d) Provisions regarding bail shall be applicable to children detained in accordance with the provisions of this act.

(e) Neither the fingerprints nor a photograph shall be taken of any child taken into custody for any purpose, without the consent of the judge.

(f) Peace officers' records of children shall be kept separate from records of adults and shall not be open to public inspection except upon order of the court.

SECTION 20. Children's cases — hearings — conduct of.—All cases of children shall be dealt with as separate hearings by the court and without a jury. The hearings shall be conducted in an informal manner and may be adjourned from time to time. Stenographic notes or other transcripts of the hearings shall be required only if the court so orders. The general public shall be excluded and only such persons admitted as the judge shall find to have a direct interest in the case or in the work of the court. The presence of the child in court may be waived by the court at any stage of the proceedings. Hearings may be held at any time or place within the county designated by the judge.

SECTION 21. Adjudications concerning children—commitment to institutions.—No adjudication by the court of the status of any child shall be deemed a conviction, nor shall such adjudication operate to impose any of the civil disabilities ordinarily resulting from conviction, nor shall any child be found guilty or be deemed a criminal by reason of such adjudication, nor shall any child be charged with crime or convicted in any court, except as provided in Section 11 of this act. The disposition made of a child, or any evidence given in the court, shall not operate to disqualify the child in any future civil service application or appointment. Whenever the court shall commit a child to any institution or agency it shall transmit with the order of commitment a summary of its information concerning the child, and such institution or agency shall give to the court such information concerning the child, as the court may at any time require.

SECTION 22. Appeals.—In all cases in which this court shall have jurisdiction the right of appeal shall be to the Supreme Court of the

State in the same manner and pursuant to the same rules, practices and procedure that govern appeals from the circuit court.

SECTION 23. Jurisdiction and powers of both divisions of court.—The criminal division of the court shall have all the powers now vested in the Courts of General Sessions and the Juvenile and Domestic Relations Division of this court shall have all of the powers now vested in the circuit courts and probate courts, in respect to delinquent or neglected children, divorces, adoptions and matters relating to support and the Juvenile and Domestic Relations Courts created by Chapter 7 of Volume 2 of the Code of Laws of South Carolina, 1952, as amended. Within the jurisdiction of the court, the judge shall have all the powers now vested in circuit judges except as limited herein and all rules of criminal and civil procedure of the circuit court shall be followed by the court herein established.

SECTION 24. Act 596 of 1947 repealed.—Act No. 596 of the Acts of 1947 and any amendments thereto and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 25. Tax levy.—An annual tax of one mill is hereby imposed upon all of the taxable property in the County of York, South Carolina, excepting property exempt by law. The County Auditor shall levy said tax annually along with other taxes and the amount so levied shall be paid to the county treasurer, the proceeds therefrom to be maintained in a separate fund for application against the expense of operation of the court. When so directed by the Delegation, expenditures may be made from the general county contingent fund, subject to future adjustments as directed by said Delegation out of the special fund hereby created. An annual audit of all funds and records shall be made and filed with the Clerk of Court of Common Pleas and General Sessions for York County.

SECTION 26. Time effective.—This act shall take effect on July 1, 1960.

Approved the 6th day of June, 1960.

(R1147, H2520)

No. 876

An Act To Provide For A Tax Assessor And A Board Of Review For Tax Assessment For Darlington County, And To Repeal Act No. 310 Of 1959 Relating To The Same.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Darlington County to have tax assessor—appointment—term—assistants—compensation—duties.—In Darlington County the duties relative to the evaluation, assessment, equalization and return of property for taxation are hereby devolved upon a tax assessor. The tax assessor shall be appointed by the Governor, upon the recommendation of a majority of the county board of education, for a term of two years or until his successor is appointed and qualifies. The county board of education shall appoint such assistant tax assessors for such length of service as it deems necessary. The compensation and expenses of the tax assessor and assistant tax assessors shall be such as is provided for by the county board of education.

The tax assessor or the assistant tax assessors shall inspect the real property in the county and fairly and impartially assess the value thereof each year. They shall make such changes by way of increase and decrease in the valuation of any taxable property as may in their judgment be necessary or proper to conform with the methods, policies, rules and regulations of the county board of education; and from time to time whenever in their judgment it shall appear necessary reassess any or all taxable property, so as to reflect its proper valuation and for the equalization of all real property throughout the county.

SECTION 2. Not to relieve auditor or others of present duties.—Nothing herein contained shall be construed so as to relieve the county auditor or any other official of any duties now prescribed by law.

SECTION 3. Board of review for tax assessments created for Darlington County—members—appointments—terms—duties—appeals.—There is hereby created a board of review for tax assessments for Darlington County which shall be composed of five members, four of whom shall be appointed by the Governor upon the recommendation of the Darlington County Legislative Delegation for terms of four years or until their successors are appointed and qualify. The Darlington County tax assessor shall serve ex officio as a mem-

ber of the board and shall act as chairman. Valuation placed upon property in the county may be reviewed by the county board of review under such rules and regulations as the board may promulgate. Any person who objects to the valuation and assessment placed upon his property may appeal to the county board of review in the same manner as is provided by law for appeals to county boards of equalization.

SECTION 4. Act 310 of 1959 repealed.—Act No. 310 of 1959, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960

(R1151, H2549)

No. 877

An Act To Abolish The Whitmire Airport Commission In Newberry County; To Transfer The Assets Of The Commission To The Town Of Whitmire; To Authorize The Conveyance By The County Of Newberry To The Town Of Whitmire Of All Its Interest In And To That Property Known As The Whitmire Airport And To Repeal Sections 2-431, 2-432, 2-433 And 2-434, Code Of Laws Of South Carolina, 1952, Relating To The Whitmire Airport Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Whitmire Airport Commission abolished—transfer of assets.—The Whitmire Airport Commission, created by Act No. 27 of the Acts of 1947, is hereby abolished. All of the assets of the commission may be transferred on authority of the County Legislative Delegation to the Town of Whitmire.

SECTION 2. Newberry County may transfer airport property to Town of Whitmire.—The Board of Commissioners of Newberry County is hereby authorized to convey to the Town of Whitmire, on such terms and for such consideration as may be approved by the County Legislative Delegation, its interest in and to that property known as the Whitmire Airport and more specifically described in that certain deed of M. E. Abrams to the Town of Whitmire and the

County of Newberry recorded in the office of the Clerk of Court for Newberry County in Deed Book 50 at page 373.

SECTION 3. Sections 2-431 through 2-434, 1952 Code, repealed.—Sections 2-431, 2-432, 2-433 and 2-434, Code of Laws of South Carolina, 1952, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1161, H2643)

No. 878.

An Act To Amend Act No. 210 Of The Acts Of 1957, Relating To The Board Of Assessors For Orangeburg County, So As To Provide For Their Terms Of Office.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 210 of 1957 amended—Section 1-A added—terms of board members.—Act No. 210 of the Acts of 1957 is amended by adding a new section, to read as follows:

“Section 1-A. The terms of office for the members of the board shall be for two years, commencing July 1, 1960.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1164, H2586)

No. 879

An Act To Provide For A Referendum As To The Creation Of The Croft Fire District In Spartanburg County And To Provide For Its Creation in The Event Of A Favorable Vote; To Provide For A Board Of Fire Control For The District; To Pre-

scribe The Powers, Duties And Membership Of The Board; To Provide For Tax Levies; And To Provide Penalties.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Referendum concerning establishment of Croft Fire District in Spartanburg County.—The Spartanburg County Commissioners of Election shall conduct a referendum on the second Tuesday in June, 1960, to ascertain the wishes of the qualified electors residing within the proposed Croft Fire District on the question of whether or not they favor the establishment of a rural fire district and favor the necessary tax levy.

The commissioners of election shall publish the information relating to the referendum once a week for two consecutive weeks in a newspaper having general circulation in the area.

SECTION 2. Ballots—question—conduct of election.—The commissioners of election shall have printed a sufficient number of ballots and have them distributed at the voting places. The ballots shall read as follows: "Do you favor establishing and operating a rural fire department in the Croft area and the necessary tax levy?

In favor of ☐

Opposed to ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the words 'In favor of,' and those voting against the question shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to.'"

Only those persons otherwise qualified and owning taxable property within the area shall be entitled to vote. The officials responsible for canvassing the results of the election shall, within ten days, certify such results to the clerk of court of the county and to the Secretary of State.

SECTION 3. Fire district created if election favorable.—If a majority of those voting in the election vote in favor of the creation of the fire district, there is hereby established the Croft Fire District in Spartanburg County encompassed within the lines as shown on a plat recorded in the R.M.C. office of Spartanburg County in plat book 40, at pages 258-263 except South Carolina Road 34 (Spartanburg Whitestone Highway) shall be the northeastern and eastern boundary of the district.

SECTION 4. Board—members—appointments—annual report—petition for election—terms.—After the creation of the Croft Fire District, there is established a Board of Fire Control for the District to be composed of three members who shall be appointed by the Governor upon the recommendation of a majority of the Spartanburg County Legislative Delegation. *Provided*, the original members of the board shall be J. W. Blackwell, who shall be appointed for a term of two years; Cecil O. Smith, who shall be appointed for a term of four years; and E. Harold Johnson, who shall be appointed for a term of six years. The members of the board shall serve without pay and shall file annually a report with the Spartanburg County Board of Control not later than the first of November of each year, showing all activities and disbursements made by the board during the year.

If at least twenty per cent of the qualified electors residing in the district petition the commissioners of election by the first of September of any general election year, the commissioners shall call an election to be held at the following general election for the purpose of electing a member to the board to succeed the member whose term will expire during such year, for a six-year term. Thereafter, members shall be elected in each succeeding general election for terms of six years.

SECTION 5. Duties and powers.—The board shall have the following duties and responsibilities:

(a) To buy such fire fighting equipment as the board deems necessary for the purpose of controlling fires within the money allocated or made available to the board for such purposes.

(b) To select the sites or places within the area where the fire fighting equipment shall be kept.

(c) To provide and select the drivers and other volunteer firemen to man such equipment who shall serve without compensation.

(d) To procure and supervise the training of the volunteer firemen selected to insure that the equipment shall be utilized for the best interest of the area.

(e) To be responsible for the upkeep, maintenance and repairs of the trucks and other fire fighting equipment and to that end shall, as often as is deemed necessary, inspect such equipment.

(f) To promulgate such rules and regulations as it may deem proper and necessary to insure that the equipment is being used to the best advantage of the area.

(g) To construct, if necessary, buildings to house the equipment authorized herein.

(h) To borrow not exceeding twenty thousand dollars on such terms and for such a period as to the fire control board may seem most beneficial for the fire district, in anticipation of taxes. The indebtedness shall be evidenced by a note or notes issued by the members of the board and the county treasurer. The full faith, credit and taxing power of the Croft Fire District is hereby irrevocably pledged for the payment of the indebtedness.

SECTION 6. Tax levy.—The Auditor and Treasurer of Spartanburg County are hereby directed to levy and collect a tax of not more than two mills, to be determined by the Board of Fire Control, upon all the taxable property of the district for the purpose of defraying the expenses incurred by the board. All monies collected from this levy shall be credited to the fire district.

SECTION 7. Supervision of equipment.—The fire chief or equivalent official of the truck company to which the equipment is assigned shall have complete supervision over its use and operation and it shall be his responsibility to insure that the equipment is readily available for use at all times.

SECTION 8. Members may direct traffic and enforce fire laws.—All members of the truck company of the district may direct and control traffic at the scene of any fire in the area of the county and enforce the laws of this State relating to the following of fire apparatus, the crossing of fire hose and interfering with firemen in the discharge of their duties in connection with a fire in a like manner as provided for the enforcement of such laws by peace officers.

SECTION 9. Penalties.—It is unlawful to interfere with a member of a fire department in the discharge of his duties in the district or to interfere with any fire apparatus used by the fire department in the district, and any person so offending shall be subject to a fine of not exceeding one hundred dollars or imprisonment not exceeding thirty days.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 2nd day of June, 1960.

(R1166, H2622)

No. 880**An Act Providing For The Terms Of Office For The Mayor And Councilmen Of The Town Of Fort Lawn In Chester County.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Fort Lawn—terms of mayor and councilmen.—The terms of office of the mayor and councilmen for Fort Lawn in Chester County beginning in the year 1961 shall be for a period of two years, and until their successors are elected and qualify.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1169, H2682)

No. 881**An Act To Amend Act No. 184 Of The Acts Of 1957, Exempting Certain Manufacturing Enterprises From Taxes In Colleton County, So As To Further Provide For Such Exemptions.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 184 of 1957 amended—tax exemptions for Colleton County manufactories.—Section 1 of Act No. 184 of the Acts of 1957 is amended by adding at the end thereof the following: "*Provided*, any manufacturing enterprise which alters its organizational structure after having become inactive during the year 1960 shall not be precluded from availing itself of the provisions hereof."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1179, H2704)

No. 882

An Act To Amend Section 14-1162, Code Of Laws Of South Carolina, 1952, As Amended, Relating To The Membership Of County Council, So As To Define The Area Of St. Phillip's And St. Michael's Public Service District, And St. Andrews Parish, And To Further Provide The Conditions Of Membership On Council.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 14-1162, 1952 Code, amended—Charleston County Council—members—areas to be elected from—terms of members representing annexed areas.—Section 14-1162, Code of Laws of South Carolina, 1952, as amended by Act 710 of 1956 is further amended by adding on line 12 between the words "District" and "and" the following: "as constituted on March 16, 1956," by adding on line 18 between the words "River" and "and" the following: "lying outside the corporate limits of the City of Charleston," and by changing the period at the end of the section to a semicolon and adding the following: "*Provided*, should an area of the county merge with the City of Charleston, any council member residing in such merged area may continue to serve until the expiration of the term for which he was elected.", so that when amended the section shall read as follows:

"Section 14-1162. The duties, powers, functions and authority of such municipal government shall be vested in a county council. The county council shall be composed of eight members. One member shall be a resident of the area of the county lying east of the Cooper River and shall be elected by the qualified electors residing in that area of the county. Three members shall be residents of the area of the county included in the City of Charleston, and shall be elected by the qualified electors residing in that area of the county. One member shall be a resident of the area of the county included in St. Phillip's and St. Michael's Public Service District as constituted on March 16, 1956, and shall be elected by the qualified electors residing in that area of the county. One member shall be a resident of the remainder of the county lying between the Ashley and the Cooper Rivers and shall be elected by the qualified electors residing in that area of the county. Two members shall be residents of the area of the county lying west of the Ashley River lying outside the corporate limits of the City of Charleston, and shall be elected by the qualified

electors residing in that area of the county. Any council member who shall remove his residence from the area which he represents shall immediately forfeit and vacate his seat on the council and his place shall be filled as provided by law; *Provided*, should an area of the county merge with the City of Charleston, any council member residing in such merged area may continue to serve until the expiration of the term for which he was elected."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1180, H2705)

No. 883

An Act To Define The Voting Precincts In St. Andrews Parish In Charleston County And To Define The Areas Included In Wards 13 And 14 Of The City Of Charleston.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charleston County—St. Andrews Parish voting precincts defined.—Notwithstanding the provisions of Section 23-163, Code of Laws of South Carolina, 1952, as amended, the voting precincts within St. Andrews Parish shall consist of three precincts, as follows: Precinct No. 2, to include all that area of the Parish lying north of U. S. Highway 17 and east of a line running north from U. S. Highway 17, along Magnolia Road to S. C. Highway 61, along S. C. Highway 61 to the Old Towne Road, along the Old Towne Road to S. C. Highway 171, along S. C. Highway 171 to S. C. Highway 7, along S. C. Highway 7 to the Ashley River, with a poll at or near the Albermarle Elementary School in St. Andrews Parish; Precinct No. 3, to include all that area of the Parish lying south of U. S. Highway 17 and outside the corporate limits of the City of Charleston, with a poll at or near the Oakland Elementary School; and Precinct No. 4, to include all that area of the Parish lying north of U. S. Highway 17 and west of the line above set out forming the western boundary of Precinct No. 2, with a poll at or near the St. Andrews High School.

SECTION 2. Charleston County voting precincts—Wards 13 and 14 defined.—Notwithstanding the provisions of Section 23-163, Code of Laws of South Carolina, 1952, as amended, in the corporate limits of the City of Charleston, the precinct of Ward 13 shall embrace all that area lying north of Wappoo Creek, south of U. S. Highway 17, west of the former westernmost limit of the City of Charleston, and east of the easternmost property line of lands of Coburg, Inc., which area is more particularly designated as Area A on a map recorded in Plat Book M, page 91 in the office of the Register of Mesne Conveyance for Charleston County, South Carolina, with a poll at or near St. Andrews Elementary School. The precinct of Ward 14 shall embrace all that portion of the city lying north of Old Wappoo Creek, south of U. S. Highway 17, east of Wappoo Road, and west of Ward 13, being the easternmost property line of the land of Coburg, Inc., which area is more particularly designated as Area C on a map recorded in Plat Book M, page 91 in the office of the Register of Mesne Conveyance for Charleston County, South Carolina, with a poll at or near the Stono Elementary School.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1183, H2706)

No. 884

An Act To Amend Item (3) Of Section 43-644, Code Of Laws Of South Carolina, 1952, Relating To Magistrates In Charleston County Outside The City Of Charleston, So As To Further Define The Jurisdiction Of The Magistrate Of St. Andrew's Parish.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Item (3) of Section 43-644, 1952 Code, amended—Charleston County magistrates—jurisdiction of St. Andrew's Parish magistrate.—Item (3) of Section 43-644, Code of Laws of South Carolina, 1952, is amended by striking on line 2 the words "said Parish" and inserting in lieu thereof the following: "the Parish lying

outside the corporate limits of the City of Charleston", so that when amended the item shall read as follows:

"(3) One in the Parish of St. Andrew's whose jurisdiction shall be limited to the territory of the Parish lying outside the corporate limits of the City of Charleston, and who shall have the right to appoint one constable."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1184, H2709)

No. 885

An Act To Amend Section 8 Of Act 228 Of 1957, Relating To Annual Tax Levy For St. Andrew's Parish Parks And Playgrounds Commission, So As To Define The Area From Which The Tax Shall Be Levied.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 8 of Act 228 of 1957 amended—area to be taxed for St. Andrew's Parish Parks and Playgrounds Commission.—Section 8 of Act 228 of 1957 is amended by striking on line 4 the words "the parish" and inserting in lieu thereof the following: "that area west of the Ashley River in Charleston County known as St. Andrew's Parish lying outside the corporate limits of the City of Charleston", so that when amended the section shall read as follows:

"Section 8. For the purposes of carrying out the functions of St. Andrew's Parish Parks and Playgrounds Commission, the county auditor shall annually levy and the county treasurer shall collect a tax of such number of mills on all taxable property in that area west of the Ashley River in Charleston County known as St. Andrew's Parish lying outside the corporate limits of the City of Charleston as shall be fixed, determined and directed by a written resolution of the St. Andrew's Parish Parks and Playgrounds Commission, duly transmitted to the county auditor, the proceeds of which shall be

placed by the county treasurer to the credit of the St. Andrew's Parish Parks and Playgrounds Commission, and paid out by him from time to time for the purposes and functions of the commission upon warrants executed by the chairman; *provided*, however, that no tax shall be levied by the auditor unless and until the resolution fixing, determining and directing the same shall have been approved, in writing, by the majority of the legislative delegation. For the purpose of considering the resolution, the commission shall furnish an itemized budget."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

Part II
LOCAL AND TEMPORARY

(R855, H2283)

No. 886

A Joint Resolution Proposing An Amendment To Article XVII Of The Constitution Of South Carolina, 1895, Relating To Miscellaneous Matters, So As To Permit The General Assembly To Fill Any Vacancy Of State And Local Government In The Event Of Emergencies Resulting From Disasters Caused By Enemy Attack, And To Perform Such Duties As Are Necessary To Insure The Continuity Of Government Operations.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article XVII, State Constitution, proposed—Section 12 to be added.—There is proposed the following amendment to Article XVII of the Constitution of this State: add a new section, designated as Section 12, to read as follows:

“Section 12. The General Assembly, in order to insure continuity of state and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate duty (1) to provide for prompt and temporary succession to the powers and duties of public offices, of whatever nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of such offices, and (2) to adopt such other measures as may be necessary and proper for insuring the continuity of governmental operations. In the exercise of the powers hereby conferred, the General Assembly shall in all respects conform to the requirements of this Constitution, except to the extent that in the judgment of the General Assembly so to do would be impracticable or would admit of undue delay.”

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: “Shall Article XVII of the Constitution of this State be amended so as to permit the General Assembly to fill vacancies of state and local government and to perform duties necessary to insure the continuity of

governmental operations in the event of emergencies resulting from disasters caused by enemy attack?

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment' and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment.'"

(R1028, H1993)

No. 887

A Joint Resolution Proposing An Amendment To Section 21, Article V, Of The Constitution Of This State, Relating To Jurisdiction Of Magistrates, So As To Delete Therefrom The Provision Which Limits The Civil Jurisdiction Of Magistrates To Cases Where The Value Of Property In Controversy, Or The Amount Claimed Does Not Exceed One Hundred Dollars, And To Provide That The Limitation Of The Exclusive Jurisdiction Of Magistrates In Criminal Cases Shall Be Raised From A Fine Of One Hundred Dollars Or Imprisonment For Thirty Days To A Fine Of Two Hundred Dollars Or Imprisonment For Thirty Days.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article V, Section 21, State Constitution, proposed—jurisdiction of magistrates.—There is proposed the following amendment to Section 21, Article V, of the Constitution of this State: strike from the first proviso of paragraph one the following: "to cases where the value of property in controversy, or the amount claimed, exceeds One Hundred Dollars, or"; and strike the first word which is the word "one" on line 8 and insert in lieu thereof the word "two" so that, when so amended, the first paragraph shall read as follows:

"Magistrates shall have jurisdiction in such civil cases as the General Assembly may prescribe: *Provided*, such jurisdiction shall not extend to cases where the title to real estate is in question, or to cases in chancery. They shall have exclusive jurisdiction in such

criminal cases as the General Assembly may prescribe: *Provided*, further, Such jurisdiction shall not extend to cases where the punishment exceeds a fine of two hundred dollars or imprisonment for thirty days. In criminal matters beyond their jurisdiction to try, they shall sit as Examining Courts, and commit, discharge, or, except in capital cases recognize, persons charged with such offenses, subject to such regulations as the General Assembly may provide. They shall also have the power to bind over to keep the peace and for good behavior for a time not to exceed twelve months."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 21, Article V, of the Constitution of this State be amended so as to delete the provision which limits the civil jurisdiction of magistrates to cases where the value of property in controversy, or the amount claimed does not exceed one hundred dollars, and to increase the limitation on the criminal jurisdiction of magistrates from a fine of one hundred dollars or imprisonment for thirty days to a fine of two hundred dollars or imprisonment for thirty days?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(R606, S376)

No. 888

A Joint Resolution To Provide For The Appointment Of A Committee On Mental Health And Mental Institutions.

Whereas, the organization of the House of Representatives and the Senate does not provide for a committee on mental health and mental institutions to act as a continuing liaison group to keep the Legislative and Executive Branches of our State Government informed on problems of mental health and mental institutions; and

Whereas, such a committee would be most helpful to all concerned, it is recommended that a nine member committee be authorized for this function. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Mental Health Committee created.—There is hereby created a committee of nine members, three of whom shall be members of the Senate to be appointed by the President of the Senate; three of whom shall be members of the House of Representatives to be appointed by the Speaker of the House; and three members to be appointed by the Governor. None of the Governor's appointees shall be members of the Legislature. At its first meeting the committee shall organize by selecting from its membership a chairman, vice-chairman, secretary and such other officers as the committee may determine.

SECTION 2. Powers and duties—reports.—The committee shall act as a continuing liaison group to keep the Legislative and Executive Branches of our State Government informed on problems of mental health and mental institutions. It shall be authorized to make any studies which it deems advisable relating to mental institutions or any other problems concerning mental health. The committee shall make such reports and recommendations as it sees fit.

SECTION 3. Appropriation.—The sum of two thousand dollars is hereby appropriated from the general fund of the State to cover the expenses of the committee. The members of the committee shall be allowed the usual per diem and mileage as provided by law.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

The Possibility Of Establishing In South Carolina A Higher Education Loan Plan To Financially Assist Needy And Worthy College Students And Prospective College Students.

Whereas, it is evident from all available data that the ensuing decade will witness a tremendous increase in the number of young men and women seeking the benefits of higher education in the colleges and universities of this State and Nation; and

Whereas, the future development of both South Carolina and the South hinges largely on the ability and education of its youth, many of whom, although possessed of unusual talents and high ambitions, may well find the high cost of attending institutions of higher learning an insurmountable barrier, unless some program is evolved whereby financial assistance is made available to such youths; and

Whereas, a few states, in recognition of and in an effort to solve this problem, have recently created and established programs known as the "Higher Education Loan Plan", whereby under a self-help arrangement qualified students who wish to invest in their own future are able to finance their college educations by acquiring loans through local banks upon terms more favorable than are normally obtainable from commercial sources, which loans are guaranteed, in whole or in part, by a nonprofit corporation established for that purpose, or by public funds; and

Whereas, it is believed necessity demands that immediate steps be taken in this State to investigate thoroughly the possibility and feasibility of creating or establishing such a program for the youth of South Carolina, and if possible, the enactment of enabling legislation at this Session of the General Assembly, so that funds might be made available by September 1, 1960.

Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Committee created to investigate possibility of establishing a higher education loan plan.—There is hereby created a committee of nine members, three of whom shall be members of the House of Representatives to be appointed by the Speaker of the House, three of whom shall be members of the Senate to be appointed by the President of the Senate, and three members to be appointed by the Governor to investigate and explore the possibility, advisability and feasibility of establishing in South Carolina a Higher Education Loan Plan to financially assist needy and worthy college

students and prospective college students on a low-interest, long-term loan basis, in order that they may obtain or complete their college educations. The committee shall report its findings and recommendations to the 1960 Session of the General Assembly as soon as may be practicable.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R628, H2094)

No. 890

A Joint Resolution To Continue The Committee Created By H 1751 Of 1959, A Concurrent Resolution Providing For A Study Of Ways And Means Of Relieving The Crowded Conditions Existing At The State Penitentiary, To Broaden The Scope Of The Committee And To Grant The Committee Subpoena Powers.

Whereas, that committee created by H 1751 of 1959, a concurrent resolution, was originally created to study ways and means of relieving the crowded conditions existing at the State Penitentiary and other matters incidentally related thereto; and

Whereas, it is now believed that due to the recent publicity which has been given to the alleged improper control and treatment of prisoners at the State Penitentiary that the scope of the committee should be enlarged so that it may make a thorough study of the administration and operation of the penitentiary, the administration of the South Carolina Probation Parole and Pardon Board and Laws relative to the two agencies; and

Whereas, it is also believed that to accomplish the above-mentioned purposes it is necessary that the committee be permitted to subpoena witnesses and to require them to testify under oath. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Committee continued—make study of Penitentiary and Probation, Parole and Pardon Board.—The committee created

by H 1751 of 1959, a concurrent resolution, shall be continued and the scope of the committee broadened so that it may make a thorough study of the administration and operation of the State Penitentiary, the South Carolina Probation, Parole and Pardon Board and laws applicable to both agencies.

SECTION 2. Powers.—The committee shall be granted power to issue subpoenas and to require witnesses to testify under oath.

SECTION 3. Committee to function as long as necessary.—The committee shall continue to function so long as it feels that further study of the problems which it was created to study is necessary.

SECTION 4. Compensation and expenses.—The members of the committee shall receive such per diem, subsistence and mileage as is provided by law for members of the General Assembly for each day they are actually engaged in the work of the committee and the committee is authorized to spend such sums as may be necessary to carry out the provisions of this resolution. Such expenses shall be paid from the approved accounts of both houses.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R734, H1886)

No. 891

A Joint Resolution To Appoint A Committee With Authority To Purchase One Thousand Copies Of "The Case For The South" By W. D. Workman, Jr., And To Provide For Their Distribution And For Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee created to purchase and distribute copies of book by W. D. Workman, Jr.—A committee of three is hereby created with authority to purchase not to exceed one thousand copies of "The Case for the South" by W. D. Workman, Jr. The committee shall be composed of the Governor of the State who shall

be chairman, the chairman of the Judiciary Committee of the Senate and the chairman of the Judiciary Committee of the House of Representatives. The committee is authorized to furnish a copy of the book to each member of both houses of the Congress of the United States and such other persons, libraries or organizations wherein in the good judgment of the committee the greatest good will be accomplished in fostering a better understanding for the cause of the South.

SECTION 2. Appropriation.—Not to exceed the sum of four thousand dollars is hereby appropriated from the general funds of the State to be expended for the purchase of books provided for herein. Funds will be paid out and warrants signed by the Governor or such other member of the committee that the committee shall select.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R832, S355)

No. 892

A Joint Resolution To Amend Act No. 319 Of The Acts And Joint Resolutions Of The General Assembly Of 1959 Providing For The Appointment Of A Committee To Make A Study Of The Peaceful Uses Of Atomic Energy And Providing For A Report To Be Made To The General Assembly, So As To Change The Time When Such Report Shall Be Made.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 319 of 1959 amended—when report of Atomic Energy Committee to be made.—Act No. 319 of 1959 providing for the appointment of a committee to study the peaceful uses of atomic energy is hereby amended by striking out Section 4 in its entirety and inserting in lieu thereof the following:

“Section 4. The committee shall complete its study and make its report to the Governor and the General Assembly during the Second

Session of the 93rd General Assembly of this State. Upon making such report, the committee shall forthwith be disbanded.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R897, H2255)

No. 893

A Joint Resolution To Provide For A Committee To Investigate The Operation Of All Loan Agencies In South Carolina, And To Provide Funds To Defray The Costs Of The Investigation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee to investigate loan agencies created.—A committee of nine members is hereby created for the purpose of investigating the operation of all agencies of any type or kind whatsoever lending money in South Carolina. Three of the members shall be appointed by the Speaker of the House from its membership, three shall be appointed by the President of the Senate from its membership, and three shall be appointed by the Governor. When all members of the committee have been appointed, the committee shall meet immediately, organize and elect a chairman and secretary from its membership. Thereafter, the committee shall meet upon the call of the chairman or a majority of the members.

SECTION 2. Duties of committee.—The committee shall make a thorough study of the money lending business in South Carolina which shall encompass a searching investigation of the policy, operation and administration of every type and kind of agency that lends money in any amount and for any purpose whatsoever. The matter of interest, carrying charges, insurance charges and all manner of costs, both hidden and apparent, shall be probed and a definite determination made of the ultimate amount that lenders of money are charging borrowers for the use of money loaned. The committee shall report its findings with such recommendations in the premises

as it may deem necessary in order to carry out the intent of this act to the General Assembly within ten days after the convening of the session of 1961.

SECTION 3. May subpoena witnesses.—The committee may subpoena witnesses in the same manner as provided by law for circuit courts to testify in relation to any matter under investigation and any person failing to appear and give testimony pursuant to a subpoena duly served shall be guilty of contempt and shall be punished as a circuit judge may direct.

SECTION 4. Attorney General to assist committee.—The Attorney General shall make available his services or those of his staff to assist and aid the committee in its work.

SECTION 5. Appropriation—subsistence, per diem and mileage of members.—There is hereby appropriated from the General Fund of the State the sum of ten thousand dollars to defray the cost and expenses of the committee. The members of the committee shall receive no compensation for their services, but shall be allowed such subsistence, per diem and mileage as now authorized by law for members of boards and commissions.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R979, S574)

No. 894

An Act To Create A Committee To Study The Splitting Of Insurance Commissions And To Make An Appropriation To Defray The Cost Of The Committee.

Whereas, the General Assembly, in adopting Sections 37-211 and 37-254 of the Code of Laws of South Carolina, 1952, was attempting to prevent abuse by agents or brokers in unfair competition, such as rebating portions of commissions earned to insureds; and

Whereas, it was not intended to prohibit licensed agents or brokers who were employees, agents or servants of unlicensed persons, firms

or corporations from paying over or remitting all or a part of such commissions to their employer or principal; and

Whereas, it is the purpose of this act to express such legislative interest of the existing acts and to clarify Section 37-254 to expressly authorize the same; Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Committee created to study splitting of insurance commissions.—There is hereby created a committee to be composed of six members, three of whom shall be appointed by the Speaker of the House of Representatives from its membership and three of whom shall be appointed by the President of the Senate from its membership. The committee shall investigate and make a study concerning the splitting of insurance commissions and shall report its findings and recommendations, as soon as practicable, after the General Assembly convenes in 1961.

SECTION 2. Appropriation.—There is hereby appropriated from the General Fund of the State the sum of one thousand dollars, if so much be necessary, to defray the expenses of the committee.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1000. S690)

No. 895

A Joint Resolution To Continue The Work Of The Joint Committee Appointed Pursuant To Act No. 373 Of 1955 And Continued By Act No. 931 Of 1956, Act No. 452 Of 1957, Act No. 986 Of 1958, And Act No. 328 Of 1959, To Study The Forestry Problems In The State.

Whereas, a joint committee was appointed pursuant to Act No. 373 of 1955 to study the forest fire problems of the State; and

Whereas, the committee was continued by Act No. 931 of 1956, Act No. 452 of 1957, Act No. 986 of 1958, and Act No. 328 of 1959; and

Whereas, the committee has not completed its work due to the many complex and innumerable problems involved; and

Whereas, the forestry industry and woods products have an annual value of many millions of dollars and are second only to the textile industry in economic importance to South Carolina. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Committee to study forestry problems continued.—

The committee appointed pursuant to Act No. 373 of 1955 and continued by Act No. 931 of 1956, Act No. 452 of 1957, Act No. 986 of 1958, and Act No. 328 of 1959, to study the forestry problems of this State shall be continued and the committee shall report its findings at the session of the General Assembly of 1961.

SECTION 2. Appropriation.—The sum of two thousand five hundred dollars, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the State to cover the expenses of the committee in making its study and preparing its report. Members of the committee shall receive a per diem of ten dollars and the travel allowance allowed to other persons engaged in the business of the State when engaged in the exercise of their duties as members of the committee. All warrants drawn upon the appropriations made in this section shall bear the signature of the chairman of the committee.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1020, H2480)

No. 896

A Joint Resolution To Provide For A Committee To Cooperate With The Water Pollution Control Authority Of South Carolina In Establishing A Water Policy For The State And To Provide Funds Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Water policy committee created.—There is hereby created a committee of six members to be appointed as follows:

three shall be appointed from the Senate by the President of that body and three shall be appointed by the House of Representatives by the Speaker of the House. The committee shall cooperate with the Water Pollution Control Authority of South Carolina in establishing a water policy for the State and encouraging the proper development, wise use, conservation and protection of surface water.

SECTION 2. Chairman—meetings.—The committee shall meet as soon after appointment as practicable and organize itself by electing one of its members as chairman. Thereafter the committee shall meet on the call of the chairman or a majority of its members. It shall meet at such times and places as may be mutually agreeable between the committee and the Water Pollution Control Authority.

SECTION 3. Appropriation.—There is hereby appropriated from the general fund of the State the sum of two thousand dollars which shall be paid out on warrants signed by the chairman. The members of the committee shall be allowed such per diem, subsistence and mileage as is authorized by law for members of committees.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R669, S494)

No. 897

An Act To Authorize The Secretary Of State To Restore The Charter Of The King Wentworth Corporation.

Whereas, the General Assembly by concurrent resolution, pursuant to the requirements of the Constitution of South Carolina, 1895, Article 9, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of the King Wentworth Corporation. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charter of King Wentworth Corporation may be restored—conditions.—Authority is hereby granted to the Secretary

of State to restore the charter of the King Wentworth Corporation upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest the Commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstatement of the forfeited charter, and the clerk of court shall note the reinstatement upon the record of the original charter.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 19th day of March, 1960.

(R884, S655)

No. 898

An Act To Authorize The Secretary Of State To Restore The Charter Of The Hanover Investment Company.

Whereas, the General Assembly on April 6, 1960, by Concurrent Resolution S-615, pursuant to the requirements of the Constitution of South Carolina, 1895, Article 9, Section 2, approved the introduction of a bill authorizing the Secretary of State to restore the charter of the Hanover Investment Company. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter of Hanover Investment Company to be restored.—Authority is hereby granted to the Secretary of State to restore the charter of the Hanover Investment Company, upon the payment to the South Carolina Tax Commission of such taxes, penalties and interest as the Commission shall find to be due. The Secretary of State shall notify the clerk of court of the county in which the original charter was granted of the reinstating of the forfeited charter, and the clerk of court shall note the same upon the record of the original charter.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R766, H2425)

No. 899**An Act To Provide Supplemental Appropriations For The Fiscal Year 1959-1960.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subject to the terms and conditions of this act, the following sums of money, if so much be necessary, are hereby appropriated out of the State Treasury to supplement appropriations heretofore provided for the fiscal year 1959-60 :

Legislative Department :**Item 1. The Senate :**

Mileage and Stationery	\$ 5,000.00
Subsistence	1,000.00
Approved Accounts	70,000.00

Item 2. House of Representatives :

Mileage and Stationery	\$ 10,500.00
Subsistence	2,200.00
Approved Accounts	70,000.00

Item 3. Special Services for Both Houses :

Approved Accounts	\$ 10,000.00
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Item 4. Legislative Council :

Approved Accounts	\$ 30,000.00
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Total	\$ 198,700.00
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State Superintendent of Education :**D. Fixed Charges and Contributions :**

State Aid for Teachers Salaries for Racially Segregated Schools Only	\$ 898,250.00
Supervision and Overhead for Racially Segregated Schools Only	43,265.00
Maintenance and Operation for Racially Segregated Schools Only	43,265.00

Total	\$ 984,780.00
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Industrial School for Negro Girls :

For Maintenance	\$ 7,000.00
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South Carolina Industrial Commission :

B-2. Travel	\$ 1,000.00
C-4. Office Supplies	4,000.00
D-1. Rents	1,000.00
Total	\$ 6,000.00

State Budget and Control Board :

Subsection 1. Finance Division :

Civil Contingent Fund	\$ 25,000.00
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Subsection 2. Division of Sinking Funds and Property :

Item 2. State Buildings and Grounds :

B-4. Repairs—State House	\$ 100,000.00
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South Carolina School for the Deaf and the Blind	\$ 7,650.00
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Miscellaneous Appropriations:

South Carolina Regional Education Board

Scholarships	\$ 20,000.00
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Civil Defense Agency For Administration ...	10,000.00
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Grand Total	\$ 1,359,130.00
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SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R635, H1952)

No. 900

A Joint Resolution To Authorize The State Educational Finance Commission to Expend Certain Funds For The Establishment Of Additional School Bus Maintenance Shops.

Whereas, the State Educational Finance Commission has successfully experimented with the operation of school bus maintenance shops in two counties during the school year 1958-59, resulting in a financial saving in the cost of maintaining and operating school buses; and

Whereas, it now appears that the appropriation for the operating expenses of school buses for the year 1959-60 will be more than is required. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Additional school bus maintenance shops may be established.—The State Educational Finance Commission is hereby authorized to expend such funds as, in its opinion, may be available from the 1959-60 appropriation for school bus operating expenses for the establishment of additional school bus maintenance shops which shall be directly under the supervision of the State Educational Finance Commission.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R903, H2345)

No. 901

An Act To Amend Act No. 473 Of The Acts And Joint Resolutions Of The General Assembly Of 1957 Authorizing The Construction, Repair And Improvement Of Public Armories And Other Public Buildings; To Provide For Permanent Improvements At Certain State Institutions; And To Make Provision For The Financing Thereof, So As To Authorize The Sum Appropriated For Renovations And The Constructing Of Additions To Existing Armories Be Used For New Construction; And To Appropriate From The General Fund Of The State For The Fiscal Year 1960-61 The Sum Of One Hundred Twenty Thousand Dollars For Construction Of New Armories In The State.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Authorization for expenditures for armories.—Act No. 473 of the Acts and Joint Resolutions of 1957 is amended by deleting the period at the end of the first sentence of Section 3 and adding thereto the following: "or for the construction of new armories.", so that when so amended Section 3 shall read as follows:

"Section 3. The General Assembly authorizes expenditures not to exceed two hundred thousand dollars for the purpose of effecting renovations and the constructing of additions to existing armories now owned by the State of South Carolina or for the construction of new armories. All expenditures hereby authorized shall be made under the supervision of the Adjutant General of the State of South Carolina and under regulations to be prescribed by the State Budget and Control Board. Such regulations shall be designed to insure adequacy of construction and economy in cost."

SECTION 2. Appropriation for armories.—The sum of one hundred twenty thousand dollars is hereby appropriated from the General Fund of the State for the fiscal year 1960-61 to be used for the construction of new armories, such construction to be under the supervision of the Adjutant General of the State and under regulations of the State Budget and Control Board as provided in Section 1 of this act.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R593, H1930)

No. 902

An Act To Authorize The Board Of Trustees Of The Clemson Agricultural College To Borrow From The Division Of Sinking Funds And Property Of The State Of South Carolina A Sum Not To Exceed Four Hundred Thousand Dollars For The Purpose Of Expanding The Water System Of The College; And To Provide For The Payment Of The Sum So Borrowed.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly hereby finds that the proceeds from the water system of the Clemson Agricultural College as it will be expanded will be sufficient to meet the annual installments, with interest, on the notes as they become due.

SECTION 2. Clemson College may borrow money to expand water system.—The Board of Trustees of the Clemson Agricultural College is hereby authorized to borrow from the Division of Sinking Funds and Property of the State of South Carolina not more than four hundred thousand dollars or so much thereof as is necessary to expand the water system of the college.

SECTION 3. Execution and payment of notes.—The Board of Trustees of the Clemson Agricultural College may make, execute and deliver notes for such sum as is borrowed and shall arrange that the sum so borrowed shall be repaid within a period of ten years at such rate of interest as may be agreed upon between the board of trustees and the lender. The notes shall be repaid from the proceeds of the water system, and the Clemson Agricultural College shall place in a separate fund, as the proceeds from the water system are collected, a sum which shall be sufficient to meet the annual installments, with interest, on the notes as they become due. To the extent necessary the College, as a principal consumer of water from its own system, shall pay into the fund a sufficient amount for the water it uses to assure full payment of principal and interest on the notes when due.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R958, H2377)

No. 903

An Act To Authorize The Board Of Visitors Of The Citadel To Borrow The Sum Of Forty Thousand Dollars For Repairing Damages Done To Its Stadium; To Provide Drainage And Other Facilities Therefor; And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Visitors of The Citadel may borrow money—issue notes.—The Board of Visitors of The Citadel is hereby authorized to borrow from the Division of Sinking Funds and Property

of South Carolina the sum of forty thousand dollars to repair damages done to its stadium by Hurricane Gracie, and to provide drainage and other facilities therefor. The sum borrowed shall be secured by notes signed by the chairman of the board of visitors and shall run for such length of time, be payable in such installments and at such rate of interest as may be approved by the State Budget and Control Board.

SECTION 2. Payment.—For the payment of the principal and interest on the notes issued pursuant to this act the board shall impose an additional fee or charge of twenty-five cents upon each person admitted to the stadium from whom an admission charge of fifty cents or more is required. The proceeds from such fees or charges shall be remitted to the State Treasurer on such occasions and under such conditions as he shall from time to time prescribe and shall be deposited by him in a special fund to be applied on the principal indebtedness and interest thereon.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R757, H2162)

No. 904

An Act To Authorize The Board Of Trustees Of The University Of South Carolina To Acquire Additional Student And Faculty Housing Facilities; To Empower The Board Of Trustees To Effect Loans For Such Purposes And Also For The Purpose Of Refunding Outstanding Bonds Payable From The Revenues Derived From Student And Faculty Housing Facilities, Through The Means Of The Authorizations Of This Act; To Define The Procedure By Which Such Loans May Be Effected And The Covenants And Undertakings To Secure The Loans; And To Make Provision For The Payment Of The Loans.

Whereas, by Act No. 369 of 1953 the Board of Trustees of the University of South Carolina was empowered to obtain further stu-

dent and faculty housing facilities, and to that end to borrow, in the manner prescribed by the act, the sum of not exceeding four million dollars, to be evidenced by bonds payable from the entire revenues derived by the University of South Carolina from all student and faculty housing facilities which it did then, or should thereafter, possess; and

Whereas, in and by the act it was further provided that the Board of Trustees should be empowered to reserve the right, under such conditions as it should prescribe, to issue additional bonds on a parity with the bonds issued pursuant to the act if at some later date the Board of Trustees should obtain legislative authorization for the issuance of further bonds payable from the revenues; and

Whereas, pursuant to Act No. 369 of 1953 the Board of Trustees of the University of South Carolina has issued on behalf of the University of South Carolina, as parts of eight issues, bonds in the aggregate principal amount of three million nine hundred seventy-five thousand dollars (of which three million five hundred forty-nine thousand dollars were outstanding as of January 1, 1960), all of which are payable from revenues referred to above, but as to all of which the Board of Trustees provided that the right was reserved to issue additional bonds payable from the revenues pledged to such bonds to such amount as the Board of Trustees deemed proper, including bonds issued pursuant to the authorizations of Act No. 369 of 1953, and bonds issued pursuant to subsequent legislative authorization, and that under such circumstances bonds issued pursuant to such subsequent legislative authorization should be on a parity with bonds issued pursuant to Act No. 369, if the covenants and conditions which the Board of Trustees had attached to the issuance of additional parity bonds should be observed; and

Whereas, due consideration and investigation has been given to the need of the University of South Carolina for additional student and faculty housing facilities and to the method by which moneys may be raised to enable the Board of Trustees to construct such additional facilities; and

Whereas, it has been determined that additional student and faculty housing facilities are needed, and that bonds, payable from the entire revenues derived by the University of South Carolina from existing and future student and faculty housing facilities, can be issued on a parity with the bonds above referred to, and which are now outstanding, without violating any provision of the proceedings under

which the outstanding bonds were issued, and in obedience to the prescribed earnings test which requires a showing that the revenues derived by the University from existing student and faculty housing facilities for the fiscal year preceding the fiscal year in which additional parity bonds are issued, shall be not less than one hundred twenty-five per cent of the highest combined interest and principal requirements of any succeeding fiscal year for all bonds, then outstanding or to be issued, which shall be payable from the revenues from the student and faculty housing facilities; and

Whereas, it might become advantageous to the University of South Carolina to refund all or some part of the bonds now outstanding; and

Whereas, no statutory authorization now exists whereby such refunding of any of the bonds may be accomplished; and

Whereas, by reason thereof the General Assembly is minded to authorize, under the conditions herein set forth, additional bonds of the University of South Carolina, payable from the revenues herein set forth, for the purposes and to the extent herein provided. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. University may borrow money for housing facilities.—The Board of Trustees of the University of South Carolina shall be empowered to acquire further student and faculty housing facilities to the extent of five million dollars pursuant to the authorizations of this act. To that end, the Board of Trustees shall be permitted to borrow, from time to time, not exceeding in the aggregate, five million dollars, and such further sum as the Board of Trustees may determine to borrow for the purpose of refunding all or any part of the outstanding revenue bonds of the University of South Carolina, payable from the entire revenues derived from all student and faculty housing facilities which it does now, or shall hereafter, possess. So much of the proceeds of the loans herein authorized as shall not be required to retire outstanding bonds shall be used in the construction, reconstruction and equipping of dormitories or apartment buildings to be located on lands now or hereafter acquired by the University of South Carolina, and, to the extent necessary, to the defraying of the cost of the acquisition of land as a site or sites for the same. Such dormitories or apartment build-

ings shall be used for the purpose of providing housing for students and faculty of the University of South Carolina.

SECTION 2. Payment.—The bonds shall be payable from the entire revenues derived by the University from all student and faculty housing facilities which it may now or hereafter possess, and such revenues shall be pledged to the payment of the principal and interest of such bonds in the manner herein provided. *Provided*, that bonds issued pursuant to this act shall not be issued unless they be issued as bonds on a parity with the bonds of the University of South Carolina now outstanding and which are payable from the revenues referred to in this section, unless it shall happen that all of such outstanding bonds shall be retired pursuant to the authorizations set forth in Section 1.

SECTION 3. Faith and credit of State not to be pledged.—The faith and credit of the State of South Carolina shall not be pledged for the payment of the principal and interest of such bonds, and there shall be on the face of each bond a statement plainly worded, to that effect. Neither the members of the Board of Trustees nor any other person signing the bonds shall be personally liable therefor.

SECTION 4. Trustees to adopt resolutions concerning issuance of bonds—maturity—interest—denominations—redemption.—In order to avail itself of the authorizations set forth in this act, the Board of Trustees of the University of South Carolina shall adopt resolutions providing for the issuance of bonds of the University of South Carolina, within the limitation herein mentioned, which resolutions shall prescribe the tenor, terms and conditions of such bonds. Such bonds shall be issued as serial bonds, maturing in equal or unequal amounts, at such times and on such occasions as the Board of Trustees shall determine, *provided*, always, that the last maturing bonds of any issue shall be expressed to mature not later than fifty years from their date, and the first maturing bonds of any issue, issued pursuant to this act, shall fall due within five years from their date. They shall bear such rate of interest, payable on such occasions, as the Board of Trustees shall prescribe, and the bonds shall be in such denominations, shall be payable in such medium of payment, and at such place as such resolutions shall prescribe. All bonds maturing subsequent to fifteen years from their date shall be subject to redemption not later than fifteen years from their date, and on all subsequent interest payment dates prior to their

respective maturities. All bonds may be issued with a provision permitting their redemption on any interest payment date prior to their respective maturities. Bonds made subject to redemption prior to their stated maturities may contain a provision requiring the payment of a premium for the privilege of exercising the right of redemption, in such amount or amounts as the Board of Trustees shall prescribe in the resolutions authorizing their issuance. All bonds that are subject to redemption shall contain a statement to that effect on the face of each bond. The resolutions authorizing their issuance shall contain provisions, specifying the manner of call and the notice of call that must be given.

SECTION 5. Form.—Such bonds may be in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered on the books of the Treasurer of the University of South Carolina, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer) upon such conditions as the Board of Trustees may prescribe, or such bonds may be issued as fully registered bonds. If issued as fully registered bonds, it may be provided that they may thereafter be converted into negotiable coupon bonds of the tenor first above described.

SECTION 6. Exempt from taxes.—The bonds authorized by this act and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of 1952.

SECTION 7. Lawful for certain persons to invest in bonds.—It shall be lawful for all executors, administrators, guardians and fiduciaries, and all sinking fund commissions to invest any moneys in their hands in such bonds.

SECTION 8. Execution.—Such bonds and the coupons, if any, attached to such bonds, shall be executed in the name of the University of South Carolina in such manner and by such persons as the Board of Trustees shall from time to time determine, and the seal of the University shall be affixed to or impressed on each bond. Any coupons attached to such bonds shall be authenticated by the facsimile signature of one or more of the persons signing the bonds. The delivery of the bonds so executed shall be valid notwithstanding changes in officers or seal occurring after such execution.

SECTION 9. Sale.—The bonds shall be disposed of in such manner as the Board of Trustees shall determine, except that no sale, privately negotiated without public advertisement, shall be made unless the approval of the State Budget and Control Board shall be obtained. If the Board of Trustees shall elect to sell the bonds at public sale, at least one advertisement thereof shall appear in some newspaper of general circulation in South Carolina not less than ten days prior to the occasion fixed for the opening of bids.

SECTION 10. Powers.—To the end that the payment of the principal and interest of the bonds authorized hereby shall be adequately secured, the Board of Trustees of the University of South Carolina shall be empowered in its discretion:

1. To issue bonds in such amount, within the limitations herein provided for, as the Board of Trustees shall deem necessary, provided that it shall be lawful for the Board of Trustees to use a portion of the principal proceeds derived from any sale of bonds (except bonds issued to effect refunding of outstanding bonds) to meet the payment of interest on such bonds for a period of one year, it being recognized by the General Assembly, that until the facilities, to be constructed with the proceeds of the loan, shall be completed, an undue burden may be imposed upon then existing revenues.

2. To pledge the entire revenues specified in Section 2 *supra*, for the payment of the principal of and interest on the bonds as they respectively mature.

3. To covenant that no housing facilities owned by the University of South Carolina will be used free of charge, or to specify and limit the facilities which may be made use of free of charge.

4. To covenant to establish and maintain such system of parietal rules as will insure the continuous use and occupancy of the facilities, whose revenues are pledged to secure any bonds.

5. To covenant that an adequate schedule of charges will be established and maintained for all the facilities, whose revenues shall be pledged to secure any bonds, to the extent necessary to produce sufficient revenues to:

- (a) Pay the cost of operating and maintaining the facilities, whose revenues shall be pledged for the payment of the bonds, including the cost of fire, extended coverage and use and occupancy insurance;

- (b) Pay the principal and interest of the bonds as they respectively become due;

(c) Create and at all times maintain, an adequate Debt Service Reserve Fund to meet the payment of such principal and interest; and

(d) Create and at all times maintain an adequate reserve for contingencies and for major repairs and replacements.

6. To covenant against the mortgaging or disposing of the facilities, whose revenues shall be pledged for the payment of such bonds, and against permitting or suffering any lien to be created thereon, equal or superior to the lien created for the benefit of such bonds; *provided*, always, that the Board of Trustees shall be empowered to reserve the right, under such terms as they shall prescribe, to issue additional bonds on a parity with the bonds authorized by this act, if at some later date they shall obtain legislative authorization for the issuance of such further bonds.

7. To covenant as to the use of the proceeds derived from the sale of any bonds issued pursuant to this act.

8. To provide for the terms, form, registration, exchange, execution and authentication of bonds, and for the replacement of lost, destroyed or mutilated bonds.

9. To make covenants with respect to the use of the facilities, to be constructed with the proceeds of the bonds authorized hereby, and of the other facilities, whose revenues shall be pledged for the payment of the bonds.

10. To covenant that all revenues pledged for the payment of the bonds shall be duly segregated into special funds, and that such funds will be used solely for the purposes for which the same are intended and for no other purpose.

11. To covenant for the mandatory redemption of bonds on such terms and conditions as the resolutions authorizing such bonds shall prescribe.

12. To prescribe the procedure, if any, by which the terms of the contract with the bondholders may be amended, the number of bonds whose holders must consent thereto, and the manner in which such consent shall be given.

13. To covenant as to the maintenance of the facilities, whose revenues shall be pledged for the payment of the bonds, the insurance to be carried thereon, and the use and disposition of proceeds from any insurance policy.

14. To prescribe the events of default and the terms and conditions upon which all or any bonds shall become or may be declared

due before maturity, and the terms and conditions upon which such declaration and its consequences may be waived.

15. To impose a statutory lien upon the facilities, whose revenues shall be pledged to secure the bonds. Such lien shall extend to such facilities, to their appurtenances and extension, to their additions, improvements and enlargements to the extent specified in the resolutions and shall inure to the benefit of the holders of the bonds secured thereby. Such facilities shall remain subject to such statutory lien until the payment in full of the principal and interest of the bonds. Any holder of any of the bonds, or any of the coupons representing interest thereon, may, either at law or in equity, by suit, action, mandamus or other proceedings, protect and enforce the statutory lien, and may, by suit, action, mandamus or other proceedings enforce and compel performance of all duties of the Board of Trustees, including the fixing of sufficient rates, the proper segregation of the revenues, and the proper application thereof. *Provided*, however, that the statutory lien shall not be construed to give any such bond or coupon holder authority to compel the sale of any of the facilities, or any part thereof.

16. To covenant that if there be any default in the payment of the principal of or interest upon any of the bonds, any court having jurisdiction in any proper action may appoint a receiver to administer and operate the facilities, whose revenues shall be pledged for the payment of such bonds, with power to fix rates and charges for the facilities, sufficient to provide for the payment of the expense of operating and maintaining such facilities, and to apply the income and revenues of such facilities to the payment of such bonds, and the interest thereon.

SECTION 11. To supersede certain authorizations.—The authorizations herein granted shall supersede the unavailed of portion of the authorizations granted pursuant to Act No. 369 of 1953, but all bonds issued pursuant to such act and unpaid are declared to be valid and binding obligations of the University of South Carolina, payable according to the tenor and effect thereof.

SECTION 12. No time limit on issuance of bonds.—The authorizations granted by this act shall remain of full force and effect until they shall be rescinded by subsequent enactment, and no time limit is set for the issuance of bonds pursuant to this act.

SECTION 13. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R763, H2405)

No. 905

An Act To Make Provisions For The Further Enlargement And Improvement Of The Stadia Of The University Of South Carolina And The Clemson Agricultural College Of South Carolina; To Make Provision For The Financing Of The Cost Thereof By The Issuance Of Notes Of The State Of South Carolina; To Prescribe The Terms And Conditions Under Which The Notes May Be Issued And Their Proceeds Expended; To Make Provision For The Payment Thereof, And To Provide That Act No. 605 Of 1954 Shall Not Apply To The Provisions Of This Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the athletic stadium of the University of South Carolina and the athletic stadium of the Clemson Agricultural College of South Carolina require further enlargements and improvements, and has determined to make the sum of one hundred fifty thousand dollars available to the Trustees of the University of South Carolina for that purpose, and to make the sum of one hundred fifty thousand dollars available to the Board of Trustees of the Clemson Agricultural College for that purpose.

SECTION 2. University may enlarge and improve stadium.—The General Assembly authorizes the construction of further enlargements and improvements to the stadium of the University of South Carolina, at a cost of not exceeding one hundred fifty thousand dollars. Such further enlargements and improvements shall be effected under the supervision of the Board of Trustees of the University of South Carolina.

SECTION 3. Clemson may enlarge and improve stadium.—The General Assembly authorizes the construction of further enlarge-

ments and improvements to the stadium of the Clemson Agricultural College of South Carolina, at a cost of not exceeding one hundred fifty thousand dollars. Such enlargements and improvements shall be effected under the supervision of the Board of Trustees of the Clemson Agricultural College of South Carolina.

SECTION 4. State may issue notes.—In order to provide funds for the expenditures authorized by this act, and with the approval of the State Budget and Control Board having first been expressed by proper resolution, the Governor and the State Treasurer shall be empowered to issue notes of the State to the extent of not exceeding three hundred thousand dollars. They shall mature in fifteen successive equal annual installments, each maturing on anniversaries of the date the notes bear. The notes may, at the discretion of the State Budget and Control Board, be made subject to redemption prior to their stated maturities on such occasions and under such conditions as the State Budget and Control Board shall prescribe. The notes shall bear interest payable annually or semiannually, at such rate or rates as the State Budget and Control Board may prescribe.

SECTION 5. Execution—exempt from taxes.—All notes issued under this act shall be signed by the Governor and the State Treasurer. The great Seal of the State shall be affixed to or reproduced upon each of them, and each shall be attested by the Secretary of State. The delivery of the notes so executed and authenticated shall be valid notwithstanding any changes in officers or seal occurring after such execution or authentication. The notes shall be in such form as the State Budget and Control Board shall prescribe.

The principal and interest on the notes issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of 1952; and it shall be lawful for State funds and pension funds to be invested in the notes.

SECTION 6. Payment.—For the payment of the principal of and interest on the notes issued pursuant to this act there shall be pledged so much thereof as may be needed of the revenue derived from the tax imposed pursuant to Article 1, Chapter 11, Title 65, Code of Laws of South Carolina, 1952, as amended, and the fee or charge prescribed by Section 7 of Act No. 466 of 1957 and Section 7 of this act. Until payment of such principal and interest has been made or has been provided for, all sums received in each fiscal year from the tax referred to above shall be delivered to the State Treasurer

and shall be applied by him to the payment of such principal and interest. Thereafter, further revenues from such tax for such fiscal year may be used for other purposes. The pledge of revenues derived from the tax above referred to shall not preclude the issuance by the State of further obligations secured, in whole or in part, by a pledge of such revenues on a parity with the pledge herein authorized, nor shall the pledge of revenue derived from such tax preclude the revision of such tax as to rate or method, either or both, if the State Auditor shall certify that his estimate of the revenue to be derived annually from the tax as thus revised will not be less than one hundred and twenty-five per cent of that sum which is equal to the maximum annual principal and interest requirements on all notes issued pursuant to this act and Act No. 466 of 1957 then outstanding. Such certificate shall be appended to the enrolled act and be presented to the Joint Assembly on the occasion such act is presented for ratification.

SECTION 7. Payment—further.—Simultaneously with the delivery of the notes, whose issuance is authorized by this act, the State Treasurer shall compute the aggregate amount to be paid on the notes by way of principal and interest, and prior to making any portion of the principal proceeds of the notes available to the respective Boards of Trustees of the University of South Carolina and the Clemson Agricultural College of South Carolina, the State Treasurer shall require, for the benefit of the purchaser of the notes and all subsequent holders thereof, from each board a formal undertaking (herewith authorized) obligating each respective board to continue to impose the fee or charge of twenty-five cents upon each person admitted to the stadium of the institution, from whom an admission charge of fifty cents or more is required as imposed pursuant to Act No. 466 of 1957 until such time as the fee shall be discontinued in accordance with the relevant provisions of this section. The proceeds from such fees or charges shall be remitted to the State Treasurer on such occasions and under such conditions as he shall from time to time prescribe and shall be deposited by him in a special fund. To the extent that moneys which shall be realized from the fees or charges herein required shall be available, they shall be used to discharge principal and interest due or falling due on the notes issued pursuant to this act. Such use of moneys realized from these fees shall be on a parity with use thereof in effecting payment of principal and interest due or falling due on the notes issued pursuant to Act No. 466 of 1957

provided the consent of the holders of such notes be obtained. When the aggregate sums received from the fees or charges herein required shall, in the instance of either institution, equal one-half of the aggregate to become due by way of principal and interest of all notes issued pursuant to Act No. 466 of 1957 plus its prorata part (University 150/300 and Clemson 150/300) of the aggregate to become due by way of principal and interest of all notes issued pursuant to this act, then, on such occasion, but not sooner, the fees or charges herein required for such institution shall be discontinued; but the discontinuance of the fee or charge by one institution shall not relieve the other institution from the requirement to continue the fee or charge at such institution.

SECTION 8. Sec. 1 of Act 605 of 1954 not to apply.—The provisions of Section 1, Act No. 605, entitled "An Act to Require That The Contract For any Public Building To Be Constructed Out of State Funds Costing In Excess of Ten Thousand Dollars be Let on Competitive Bids and To Provide For The Manner of Awarding Such Contracts" and appearing in Acts and Joint Resolutions of South Carolina, 1954, Vol. 48, page 1506, shall not apply to any construction herein authorized.

SECTION 9. Sums authorized to be additional.—The sums authorized by Sections 1 through 5 of this act are intended to be in addition to those authorized by Act No. 466 of 1957.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

An Act To Authorize The Construction Of A Laundry At The State Penitentiary; To Provide For The Borrowing Of One Million Five Hundred Thousand Dollars To Defray The Costs Of Constructing And Equipping Such Laundry And To appropriate The Sum Of Fifty Thousand Dollars For The Employ-

ment Of Certain Personnel At The Penitentiary For The Fiscal Year 1960-61.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly—issue notes.—The General Assembly finds that a need exists for a new laundry plant and other industrial facilities for the employment of inmates of the State Penitentiary. It finds that a new laundry plant should be constructed immediately with sufficient capacity to provide for the needs of that institution and other State institutions, including the South Carolina State Hospital, which from time to time has extensive demands for laundry services. It is estimated that an expenditure of approximately one million five hundred thousand dollars is required to construct and equip a suitable laundry plant.

It is further determined that the laundry project should be financed through an issue of notes, to be retired over a ten year period and payable in the first instance from sums which the Penitentiary Department earns from the manufacture of South Carolina motor vehicle license tags, and from the net earnings which it is expected to derive from the operation of the laundry plant, but that in order to insure the marketability of the obligations, and the adequacy of their security, the notes should be further secured by a pledge of other revenues.

SECTION 2. Further.—The General Assembly further finds that the tax imposed pursuant to Article 1 of Chapter 11, Title 65, Code of Laws of South Carolina, 1952, as amended (Sections 65-901 et seq.), is not otherwise pledged or hypothecated, except to the payment of the following obligations issued pursuant to Act No. 473 of the Acts of 1957, as amended by Act No. 855 of the Acts of 1958, as follows :

1. Notes originally aggregating two million one hundred twenty-five thousand dollars, dated February 1, 1958, maturing in ten successive equal instalments of two hundred twelve thousand five hundred dollars on February first in the years 1959 to 1968, inclusive, of which two instalments, aggregating four hundred twenty-five thousand dollars, have been paid and retired.
2. Notes aggregating two hundred thousand dollars, dated July 1, 1959 and maturing twenty thousand dollars on July first in the years 1960 to 1969, inclusive.

and that the remaining revenues derived from this tax are entirely adequate to meet the payment of the principal and interest of the obligations herein authorized, even if the primary sources intended for their payment prove insufficient.

SECTION 3. Penitentiary may construct laundry—use of surplus proceeds—revenue from laundry and license tags to be used for payment of notes.—The General Assembly authorizes the construction of a laundry facility at the State Penitentiary, under the supervision of the Board of Directors of the State Penitentiary, but in accordance with regulations to be prescribed by the State Budget and Control Board, which regulations shall be designed to insure the adequacy of construction and economy in cost. Such facility shall be constructed on State property in or near the City of Columbia. When constructed, the facility shall be operated under such conditions as the Board of Directors of the State Penitentiary shall prescribe, but the use of the facility may be made available to other State institutions under such terms and conditions as the State Budget and Control Board shall prescribe. *Provided*, however, that should the cost of the laundry plant be less than the proceeds of the bonds herein authorized, any amount left may be used for the construction of other needed industrial facilities for the employment of penitentiary inmates, as approved by the State Budget and Control Board.

At least annually, and on such more frequent occasions as the State Budget and Control Board shall provide, the net revenues derived from the functioning of the laundry facility, as well as the net revenues derived from the manufacture of motor vehicle license tags, shall be paid over to the State Treasurer for application to the payment of the principal of and interest on the notes herein authorized.

SECTION 4. Issuance of notes—maturity—interest.—In order to provide funds for the construction of the laundry and other authorized facilities, the construction of which is authorized by this act, and with the approval of the State Budget and Control Board having first been expressed by proper resolution, the Governor and the State Treasurer shall be empowered to issue notes of the State to the extent of not exceeding one million five hundred thousand dollars. Such notes shall be sold in such series, at such times and in such amounts (within the total authorized herein), under such conditions, and on such terms as the State Budget and Control Board shall prescribe. Each series shall mature in ten equal successive an-

nual instalments, with the tenth instalment thereof falling due on the tenth anniversary of the date of the notes of that series. The notes shall bear interest at a rate not exceeding five per cent per annum, payable annually or semiannually.

SECTION 5. Execution—form—exempt from taxes.—All notes issued under this act shall be signed by the Governor and the State Treasurer. The Great Seal of the State shall be affixed to or reproduced upon each of them, and each shall be attested by the Secretary of State. The delivery of the notes so executed and authenticated shall be valid notwithstanding any changes in officers or seal occurring after such execution or authentication. The notes shall be in such form as the State Budget and Control Board may prescribe.

The principal and interest on the notes issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of 1952; and it shall be lawful for State funds and pension funds to be invested in the notes.

SECTION 6. Payment.—For the payment of the principal of and interest on all notes issued pursuant to this act there shall be pledged:

1. Such net revenues as may be derived from the operation of the laundry and other facilities;
2. Such net revenues as may be derived by the State Penitentiary from the manufacture of State motor vehicle license tags; and
3. So much as may be needed of the revenue derived from the tax imposed pursuant to Article 1, Chapter 11, Title 65, Code of Laws of South Carolina, 1952, as amended (Sections 65-901 et seq.); *provided*, that unless the holders of the notes described in Section 2 hereof shall consent in writing, the pledge made by this subparagraph 3 shall be subordinate to that made to secure the payment of the principal of and interest on the outstanding notes described in Section 2, but if the present holders of said notes shall agree in writing that the pledge herein made of the revenues derived from the tax imposed pursuant to Article 1, Chapter 11, Title 65, Code of Laws of South Carolina, 1952, as amended (Sections 65-901 et seq.) shall be on a parity with the pledge securing the payment of the principal and interest of said outstanding notes, then in such event the pledge herein authorized by this subparagraph 3 shall be on a parity with that securing said outstanding notes.

SECTION 7. Payment—further.—All sums received in each fiscal year from the tax levied pursuant to Article 1, Chapter 11, Title 65,

Code of Laws of South Carolina, 1952, as amended (Sections 65-901 et seq.), shall be delivered to the State Treasurer and shall be applied by him to the payment of the principal and interest of obligations secured, in whole or in part, by a pledge of the revenues derived from said tax. Thereafter further revenues from such tax for such fiscal year may be used for other purposes. The pledge herein made of the revenues derived from the tax levied pursuant to Article 1, Chapter 11, Title 65, Code of Laws of South Carolina, 1952, as amended (Sections 65-901 et seq.), shall not preclude further pledges, of the revenues derived from said tax, on a parity with the pledge herein made; *provided*, that in such cases the State Auditor shall certify that in his opinion the said tax will, on the basis of past experience, produce sufficient revenues to discharge annually the debt service requirements of all obligations secured, or to be secured, in whole or in part by a pledge of such revenues.

SECTION 8. Tax may be revised upon certification of State Auditor.—The pledge of revenue derived from such tax shall not preclude the revision of such tax as to rate or method, either or both, if the State Auditor shall certify that his estimate of the revenue to be derived annually from the tax as thus revised will not be less than one hundred and twenty-five per cent of that sum which is equal to the maximum annual principal and interest requirements on all notes then outstanding, secured in whole or in part by a pledge of the revenues derived from the said tax. Such certificate shall be appended to the enrolled act and be presented to the Joint Assembly on the occasion such act is presented for ratification.

SECTION 9. Appropriation for additional personnel at Penitentiary.—There is hereby appropriated from the General Fund of the State the sum of fifty thousand dollars to be used by the authorities of the State Penitentiary for the employment of additional supervisory and custodial staff members and other needed personnel, to be expended with the approval of the State Budget and Control Board.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R789, H2310)

No. 907

An Act To Amend Act No. 140 Of The Acts Of 1959, Making Appropriations To Meet The Ordinary Expenses Of The State Government For The Fiscal Year Beginning July 1, 1959, And Other Fiscal Affairs, So As To Increase The Amounts Authorized In Section 17 Of Part II Of The Act For The State Hospital And Whitten Village.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Subsection 1 and 2, Section 17, Part II of Act 140 of 1959 amended—State to issue notes for State Hospital and Whitten Village.—Act No. 140 of the Acts of 1959 is amended by striking out all of SUBSECTIONS 1 and 2 of Section 17 of Part II and inserting in lieu thereof the following which shall be SUBSECTIONS 1 and 2:

“SUBSECTION 1. The General Assembly finds that additional facilities are required at the South Carolina State Hospital and at Whitten Village and, therefore, authorizes the following undertakings:

1. The construction and equipment of a kitchen at the State Park Division of the State Hospital and the construction and equipment of a laundry building for use of the institution and such other facilities as are recommended by the Mental Health Commission and approved by the State Budget and Control Board. It is estimated that the cost of these facilities will be not exceeding five million dollars. The projects here authorized shall be constructed under the supervision of the Mental Health Commission.

2. The construction of additional facilities at Whitten Village, near Clinton, at a cost not exceeding one million five hundred thousand dollars. The facilities here authorized shall be constructed under the supervision of the governing board of the institution.

“SUBSECTION 2. In order to provide funds for the expenditures authorized in this section, and with the approval of the State Budget and Control Board having first been expressed by proper resolution, the Governor and the State Treasurer shall be empowered to issue notes of the State to the extent of not exceeding six million five hundred thousand dollars. Such notes shall be in such series, at such times, and in such amounts (within the total authorized herein), under such conditions, and on such terms as the State Budget and Control Board shall prescribe. They shall mature in such successive

annual installments, in such amounts, as the State Budget and Control Board shall determine, except that the last installment shall fall due not later than the twentieth anniversary of the date the notes bear. The notes shall bear interest, payable annually or semiannually, at such rate or rates as the State Budget and Control Board may prescribe."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R1013, H2018)

No. 908

An Act To Appropriate Twenty-Five Thousand Dollars From The General Fund Of The State To The Medical College Of South Carolina To Be Used For Heart Surgery, Heart Surgery Laboratory And Heart Surgery Hospitalization For Residents Of The State Who Are Medically Indigent.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Appropriation for Cardiac Clinic at Medical College for medically indigent.—There is hereby appropriated from the General Fund of the State the sum of twenty-five thousand dollars for the Cardiac Clinic of the Medical College of South Carolina to be used for heart catheterization, heart surgery laboratory and heart surgery. These funds shall be used to defray hospitalization expenses for patients who are residents of South Carolina who have been certified as medically indigent by the Department of Public Welfare. The necessity for admission of such patients to the Medical College Hospital shall be certified by the Director of the Cardiac Clinic of the South Carolina Medical College. Any portion of the original sum remaining unused at the end of any fiscal year shall be carried over from year to year until the entire sum is expended for the purposes herein provided.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1003, S691)

No. 909

An Act To Authorize The State Commission Of Forestry To Expend Certain Moneys For Scrub Oak Eradication And Reforestation On The Manchester And Sandhills State Forests.

Whereas, the General Assembly of the State of South Carolina, recognizing that the forest lands of South Carolina are a natural resource of great economic value to its citizens and the State as a whole; and

Whereas, continuously increasing demands for timber necessitates that public owned areas, as well as private lands, be brought to their full productive capacity without further delay; and

Whereas, the Manchester State Forest in Sumter County and the Sandhills State Forest in Chesterfield and Darlington Counties, operating under the administration of the State Commission of Forestry, still contain more than forty thousand acres of practically worthless scrub oak lands which should be rehabilitated and reforested with commercially valuable trees; and

Whereas, if this forty thousand acres were brought into full production, its timber stumpage alone would accrue in value approximately two hundred and fifty thousand dollars annually at present day prices; and

Whereas, had the total area on these two state forests been brought into their full productive capacities when acquired twenty years ago, revenues from timber stumpage alone would return well in excess of one million dollars annually. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Forestry Commission may commence program of scrub oak eradication and reforestation.—The State Commission of Forestry is hereby authorized to expend annually an amount not to exceed the total receipts derived annually from the state forests under the administration of the commission in order to commence a program not exceeding seven years to carry out scrub oak eradication opera-

tions on the Manchester and Sandhills State Forests and for the reforestation of such treated areas at a minimum rate of four thousand acres annually. The commission may enter into contracts with such persons as may be necessary in order to carry out the provisions of this act.

SECTION 2. Budget and Control Board to approve expenditures and contracts—not to affect Act 260 of 1957.—The program herein authorized shall commence as soon as is practicable after the effective date of this act. *Provided*, that no expenditures or contracts authorized by this act shall be made without the approval of the State Budget and Control Board. *Provided*, further, that the provisions of this act shall in no way affect the provisions of Act No. 260 of 1957, and amendments thereto.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R697, H2078)

No. 910

An Act To Authorize The South Carolina Mental Health Commission To Convey A Tract Of Land In Richland County To The State Educational Finance Commission For Certain Purposes Under Certain Conditions, And To Provide For The Sale Of Forest Products On Such Lands And The Disbursement Of The Funds Derived Therefrom.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Mental Health Commission to transfer property to Educational Finance Commission.—The South Carolina Mental Health Commission is hereby authorized and directed to transfer to the State Educational Finance Commission the following described property :

Beginning at an iron pipe marker on the eastern right-of-way of U. S. Highway No. 21 (formerly Koon Road) approximately

four miles north of the city limits of Columbia, S. C., and running north $19^{\circ} 54'$ east along the eastern right-of-way of U. S. Highway No. 21 for a distance of 1169.9 feet to an iron pipe marker; thence south $53^{\circ} 28'$ east for a distance of 716.2 feet to an iron pipe marker; thence south $27^{\circ} 48'$ west for a distance of 1125.5 feet to an iron pipe marker; thence north $54^{\circ} 21'$ west for a distance of 552.3 feet to the point of beginning.

This property is located in Richland County, State of South Carolina, and contains 16.27 acres and is bounded as follows:

On the north by property of South Carolina State Hospital;
On the east by property of South Carolina State Hospital;
On the south by property now or formerly of C. W. Davis;
On the west by U. S. Highway No. 21, formerly known as Koon Road.

This property is more particularly shown on plat made for South Carolina Education Finance Commission by B. P. Barber & Associates, Engineers, Columbia, S. C., dated January 26, 1960, Drawing No. 11,642-A8, a copy of which is attached hereto.

SECTION 2. Use of property.—The property conveyed shall be used for the operation of a school bus maintenance shop and should the State Educational Finance Commission cease to use the property for this purpose, the title to the property shall revert to the South Carolina Mental Health Commission without further legislative action.

SECTION 3. Sale of forestry products.—All forest products now on the property shall be harvested and sold by the South Carolina State Hospital and the proceeds derived from such sale shall be credited to the South Carolina State Hospital Maintenance Account.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R830, S345)

No. 911**An Act To Authorize The South Carolina Mental Health Commission To Sell And Convey Certain Real Property To Pisgah Methodist Church In Richland County; And To Provide For The Disposition Of The Proceeds Thereof.**

Whereas, the land described below is of little or uncertain future value to the State by reason of its topography and by reason of its location adjacent to the Pisgah Methodist Church and church cemetery. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Mental Health Commission may sell land to Pisgah Methodist Church.—The South Carolina Mental Health Commission is hereby authorized to sell and convey to Pisgah Methodist Church, or its board of trustees or other proper governing body, a certain tract of land, comprising six and one-tenth acres more or less, located at the northwestern corner of the intersection of S. C. Highway No. 555 and State Road No. 34, near State Park Sanitarium, in Richland County, for a sales price of not less than two hundred dollars per acre.

SECTION 2. Retain timber rights—use of proceeds.—The South Carolina Mental Health Commission shall, upon sale and conveyance of the land, retain all rights to the timber and trees thereon, including the right to have the timber stand upon the land until such time as actual clearing and construction on the land is commenced by Pisgah Methodist Church; *provided*, that the full proceeds of the sales of both land and timber shall be deposited in the South Carolina State Hospital Church Building Fund, and shall not be paid into the general fund of the State.

SECTION 3. Option to repurchase.—Any deed or conveyance executed under the provisions of this act shall include a provision that the South Carolina Mental Health Commission shall have a first option to repurchase the land in the event it is sold, offered for sale, or otherwise transferred for other than church purposes. The option to repurchase shall be for a price not to exceed the fair market value of the land and any improvements thereon.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R753, S428)

No. 912

An Act To Provide A Scholarship For The First Place Winner Of The Annual Essay Contest Sponsored By The Governor's Committee On The Employment Of The Physically Handicapped For The Years 1959, 1960 And 1961, Provided The Winner Is In Financial Need.

Whereas, by Executive Order a Governor's Committee on Employment of the Physically Handicapped has been created to promote interest in the employment of physically handicapped workers; to bring to the attention of the public, and employers in particular, information concerning the ability of disabled workers when placed on suitable jobs; to give the people of South Carolina information about its handicapped and to interest the people in the progress that these handicapped workers are making; and to cooperate with all groups interested in the employment of the handicapped; and

Whereas, as a means of gaining interest in the program for the welfare of the physically handicapped, the Governor's Committee on the Employment of the Physically Handicapped sponsors an annual essay contest which any eleventh or twelfth grade high school student has the opportunity and privilege to enter; and

Whereas, the purpose of this contest is to arouse greater interest in behalf of the physically handicapped of this State among the high school students who will be the future citizens and employers of South Carolina; to help students to realize the important part handicapped workers play in our society; to acquaint students with the problems of the handicapped and with which positions the handicapped can fill; and to show students that the handicapped are measured by their abilities, not their disabilities; and

Whereas, to encourage more active participation and more serious study of this problem by high school students, the General Assembly feels that a scholarship for the first place winner of this essay contest is warranted. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Winner of essay contest sponsored by Governor's Committee on Employment of Physically Handicapped to receive scholarship.—Each year the first place winner of the essay contest sponsored by the Governor's Committee on the Employment of the Physically Handicapped shall receive a four-year scholarship from the State-supported institution of his choice, provided he is otherwise qualified. The scholarship shall be granted by the governing body of the particular institution upon certification by the Governor's Committee of the first place winner and that the winner is in financial need. The scholarship shall provide free tuition and fees and may be cancelled if a recipient does not maintain general scholastic and conduct standards established by the institution. The provisions of this act shall apply to the first place winner of the 1959, 1960 and 1961 essay contest.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R944, H2452)

No. 913

An Act To Change The Name Of The Livestock Sanitary Department Of The Clemson Agricultural College To The Livestock And Poultry Health Department Of The Clemson Agricultural College Of South Carolina.

Whereas, there is maintained by Clemson College a Department referred to as the Livestock Sanitary Department, engaged in assisting animal and poultry owners in the prevention and eradication of contagious, infectious, and communicable diseases in livestock and poultry; and

Whereas, in order to give the public a more proper understanding of the functions of the department, it is found advisable to change the name from "Livestock Sanitary Department" to "Livestock and Poultry Health Department." Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Name of Livetsock Sanitary Department of Clemson College changed to Livestock and Poultry Health Department.—The name of the “Livestock Sanitary Department” of the Clemson Agricultural College of South Carolina is changed to “Livestock and Poultry Health Department” of the Clemson Agricultural College of South Carolina.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R963, S664)

No. 914

A Joint Resolution To Designate And Style The Year Of Our Lord One Thousand Nine Hundred Sixty The South Carolina Secession Centennial Year And To Designate And Style The Twentieth Day Of The Month Of December Of The Year Of Our Lord One Thousand Nine Hundred Sixty The South Carolina Secession Centennial Day, And As Such A State Holiday, By Appropriate Proclamations Of His Excellency, The Governor, And By Glorious Celebrations In Centennial Commemoration And Honor Of Our Illustrious Ancestors And Brave Patriots Who Dared To Fight And Die In Vindication Of Their Dedication To The Principle Of Truth And To The Cause Of Eternal Right In Preference To Cowardly Submission To Tyranny And Servile Existence Under Despotism.

Whereas, in Convention duly assembled in Columbia and, adjourned to Charleston, the sovereign State of South Carolina, on the twentieth day of December in the Year of Our Lord One Thousand Eight Hundred Sixty, did formally dissolve the bonds of federal union then existing between the sovereign State of South Carolina and the federal union of United States; and

Whereas, thereby the sovereign State of South Carolina became the first State to secede from the federal union of United States and,

during the Year of Our Lord One Thousand Eight Hundred Sixty, the sovereign State of South Carolina stood alone to preserve the Constitution of the United States and, to protect the reserved rights of the several States of the United States and, to defend the liberties retained by the people; and

Whereas, South Carolinians of the Year of Our Lord One Thousand Nine Hundred Sixty reaffirm their belief in and allegiance to the eternal right of a people to govern themselves in their local affairs, while subscribing to the doctrine of an indissoluble union of indestructible States of the United States, as attested by the Spanish-American War, World War I, World War II, the Korean War, and the marts of peace; and

Whereas, it is meet that the Year of Our Lord One Thousand Nine Hundred Sixty be designated and styled as the South Carolina Secession Centennial Year, and that the Twentieth day of the Month of December of the Year of Our Lord One Thousand Nine Hundred Sixty be designated and styled as the South Carolina Secession Centennial Day, and as such be a State holiday, in centennial commemoration and honor of our illustrious ancestors and brave patriots who dared to fight and die in vindication of their dedication to the principle of truth and to the cause of eternal right in preference to cowardly submission to tyranny and servile existence under despotism. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Governor may proclaim 1960 to be South Carolina Secession Centennial year.—His Excellency, the Governor, be and he is authorized by appropriate Proclamation to designate and style the Year of Our Lord One Thousand Nine Hundred Sixty the South Carolina Secession Centennial Year.

SECTION 2. Governor may proclaim December 20, 1960, to be South Carolina Secession Centennial Day and a State Holiday.—His Excellency, the Governor, be and he is authorized by appropriate Proclamation to designate and style the Twentieth day of the Month of December of the Year of Our Lord One Thousand Nine Hundred Sixty the South Carolina Secession Centennial Day, and as such a State holiday.

SECTION 3. Governor, by proclamation, may call for centennial celebrations.—His Excellency, the Governor, by appropriate Procla-

mation, may call South Carolinians to glorious celebrations in centennial commemoration and honor of our illustrious ancestors and brave patriots who dared to fight and die in vindication of their dedication to the principle of truth and to the cause of eternal right in preference to cowardly submission to tyranny and servile existence under despotism.

SECTION 4. South Carolinians reaffirm beliefs and allegiances.

—South Carolinians of the Year of Our Lord One Thousand Nine Hundred Sixty reaffirm their belief in and allegiance to the eternal right of a people to govern themselves in their local affairs, while subscribing to the doctrine of an indissoluble union of indestructible States of the United States, as attested by the Spanish-American War, World War I, World War II, the Korean War and, the marts of peace.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R795, S591)

No. 915

An Act To Authorize And Empower The Board Of Trustees Of The School District Of Abbeville County To Borrow Not Exceeding Ninety Thousand Dollars; To Prescribe The Conditions Under Which The Loan May Be Effected And The Purposes For Which The Proceeds Shall Be Expended; And To Make Provision For The Payment Thereof.

Whereas, the General Assembly finds that if the relatively few additional classrooms now sought by the Board of Trustees of the School District of Abbeville County can be provided for, it is likely that no further large outlay for capital expenditures will be required for several years. It is, therefore, determined to make available to the Board an authorization by which it may borrow ninety thousand dollars for that purpose. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. School District of Abbeville County may borrow money.—In order to raise moneys for additional school facilities for the public school system of the School District of Abbeville County, the Board of Trustees of the School District of the county (hereafter called the "Board") shall be authorized and empowered to borrow not exceeding ninety thousand dollars.

SECTION 2. Notes—interest—execution.—The loan authorized by this act shall be evidenced by one or more registered notes maturing in such amounts as the Board shall determine, not exceeding nine years from the date the loan shall be effected. The notes issued pursuant to this act shall bear such rate of interest as may be determined by the Board and shall be in such form and be executed in such manner as the Board may prescribe. The note or notes shall be payable in such places within or without the State as the Board shall prescribe.

SECTION 3. Proceeds.—The proceeds from the loan shall be deposited in a special fund and applied for the construction and equipping of additional school facilities in the School District.

SECTION 4. Payment.—For the payment of the principal and interest of all notes issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of the School District of Abbeville County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Abbeville County and collected by the Treasurer of Abbeville County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the School District, sufficient to pay the principal and interest of such notes as they respectively mature.

SECTION 5. Exempt from taxes.—The principal and interest of notes issued pursuant to this act shall have the tax exempt status prescribed by Act No. 739 of the Acts of 1952.

SECTION 6. Powers of board.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board and may be availed of pursuant to action taken at any regular or special meeting of the Board.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R865, S480)

No. 916

An Act To Empower The Board Of Supervisors Of Abbeville County To Acquire New Courthouse And Office Facilities; To Provide For An Election Therefor; To Authorize The Issuance Of General Obligation Bonds Of Abbeville County; To Make Provision For The Payment Of Such Bonds; And To Repeal Act No. 337 Of 1959.

Whereas, the Grand Jury of Abbeville County has conducted an investigation as to the need of new courthouse facilities for Abbeville County, and has recommended that such be procured either through the renovation and modernization of the present courthouse or through the construction and equipping of a new courthouse; and

Whereas, the cost of constructing and equipping a new courthouse has been estimated to be three hundred eighty thousand dollars, while the cost of essential improvements to the existing courthouse has been estimated to be one hundred thirty-four thousand dollars; and

Whereas, regardless of whether a new courthouse is erected or the old one is renovated, a county office building will be needed to house the various State and Federal agencies that have moved into the courthouse in the last few years, at a cost of one hundred forty-four thousand dollars; and

Whereas, the General Assembly has determined to empower the Board of Supervisors of Abbeville County to present the question to the qualified electors of the county for the purpose of determining:

(a) Whether the approval of those voting in such election shall be given to the acquisition of new courthouse and office facilities for Abbeville County; or,

(b) Whether such improved facilities shall take the form of the renovation and modernization of the existing courthouse building and erecting an office building; or,

(c) Whether the people of the county prefer that nothing be done at the present time about providing improved courthouse facilities and providing additional office space. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Election on questions concerning providing new or renovated courthouse facilities and office building for Abbeville County.—To obtain an expression of the approval or disapproval from the qualified electors of Abbeville County upon the question of providing new or renovated courthouse facilities and an office building for Abbeville County and to obtain an expression of the preference of such voters as to the method to be employed to obtain such facilities, there shall be submitted to the qualified electors of Abbeville County at the primary on the second Tuesday of June 1960, a ballot upon which shall appear the following questions :

“QUESTION NUMBER ONE

Shall nothing be done at the present about new courthouse and facilities?

YES (Nothing) ☐

NO ☐

QUESTION NUMBER TWO

Shall Abbeville County undertake the acquisition of new courthouse facilities by constructing a new courthouse and an office building at a total cost of five hundred thirty thousand dollars plus the cost of two sites or one site and demolition of old courthouse?

YES ☐

NO ☐

QUESTION NUMBER THREE

Shall Abbeville County renovate and modernize the existing courthouse building and in addition thereto construct an office building with the total cost of both, renovating the courthouse and the new office building, of two hundred seventy-eight thousand dollars plus cost of site for office building?

YES ☐

NO ☐

The ballot employed in such election shall contain instructions which shall apprise those voters of what each question stands for. Under Question Number One those voters who desire that nothing be done to the present courthouse and that no provision be made for additional office space should place a check in the space opposite the words “YES (Nothing)”. Those in favor of either constructing a new courthouse and constructing new office facilities, or renovating the old courthouse and constructing new office facilities should place a

check in the space opposite the word "NO". Those voters voting "YES" to Question Number One and indicating thereby that they are against improving present courthouse additions should not vote on Questions Two or Three. Those voting "NO" to Question Number One and indicating that they are in favor of improving courthouse facilities should vote on either Question Two or Question Three but not on both questions. Questions Numbers One, Two and Three are believed self-explanatory, however, box managers should be ready to explain the full meaning of each of the questions to any qualified elector who desires assistance.

SECTION 2. Notice of election.—The Board of Supervisors of Abbeville County shall give notice of the questions provided in Section 1 of this act to be presented to the qualified electors, and such notice shall be published in a newspaper of general circulation once a week for three weeks prior to the primary and shall be posted on the courthouse door. Such notice of election shall set forth in full the questions to be presented to the qualified electors, the reasons therefor and the full explanation of the meaning of each.

SECTION 3. Preparation, delivery and canvass of ballots—declaration of results of election.—The Board of Supervisors shall have the necessary ballots prepared, the expenses of which shall be paid from the general fund of the county, and shall have the required number of ballots delivered to each voting place of the county. The ballots shall be delivered to the various box managers at the same time that other ballots of the primary are delivered.

The ballots will be counted and canvassed and the results declared in the same manner as other ballots of the primary, and the Board of Supervisors notified of the results.

SECTION 4. Resolution declaring election results—actions questioning results of election.—Upon being advised of the results of the election, the Board of Supervisors shall, by resolution duly adopted, declare the result thereof, and shall cause a certified copy of such resolution declaring such result to be filed in the office of the Clerk of Court of Abbeville County. The result of the election shall not be open to question except by suit or proceeding instituted within thirty days from the filing of such certified copy of the resolution of the Board of Supervisors declaring the result of the election.

SECTION 5. If results favorable to providing new or renovated courthouse building and office building commission to be created—

powers, duties of commission—to receive no salaries, mileage or per diem.—Unless a majority of the qualified electors voting in the election shall vote “NO” to Question Number One indicating that they favor improving courthouse facilities, no action will be taken to either acquiring a new courthouse and office facilities or the renovation of the present courthouse and the acquisition of office facilities. However, if a majority of those voting in the election shall vote “NO” to Question Number One indicating that they favor either the acquisition of a new courthouse with additional office facilities or the renovation of the old courthouse and the acquisition of additional office facilities, a commission consisting of three citizens of Abbeville County shall be appointed by the legislative delegation from the county for the purpose of supervising the construction.

The commission shall have authority to contract for suitable architects and a construction force in order to build the completely new courthouse and office building, or renovate and modernize the present one with office facilities, depending on which the qualified electors of Abbeville County decide upon. The commission shall advise with the county delegation from time to time in matters pertaining to the courthouse. They shall have complete authority to let the necessary contracts concerning the courthouse within the financial means provided. The commission shall be paid no salary and shall be authorized no mileage or per diem.

SECTION 6. Decision in event of tie on Questions 2 and 3.—

In the event of a tie vote on Questions Two and Three, the final decision on which method shall prevail shall be made by the commission and the legislative delegation shall be notified forthwith.

SECTION 7. Bond issue authorized.—In order to provide necessary funds the Board of Supervisors of Abbeville County shall be empowered to issue general obligation bonds of Abbeville County as follows: new courthouse and office building—six hundred twenty-five thousand dollars; renovate courthouse and new office building—three hundred twenty-five thousand dollars.

SECTION 8. Board of supervisors to issue bonds—use of proceeds.—The Board of Supervisors of Abbeville County, herein-after referred to as the “Board”, consisting of the county supervisor of the county and two sub-supervisors, who together constitute the Board of Supervisors of Abbeville County as prescribed by Article 1 of Chapter 15, Title 14, Code of Laws of South Carolina,

1952, as amended, shall be empowered to issue not exceeding six hundred twenty-five thousand dollars, or three hundred twenty-five thousand dollars, depending on what the voters of the county decide, of general obligation bonds of Abbeville County, whose proceeds shall be expended in the acquisition of new courthouse facilities and office building or renovating present courthouse and building new office facilities for Abbeville County.

SECTION 9. How bonds to be issued—maturity—redemption—interest—dates—where payable—registration.—The bonds shall be issued either as a single issue or from time to time in several separate issues. Each issue of bonds shall mature serially in successive annual installments of such amounts as may be determined by the Board. The maturity date of the first installment of any series shall be not later than three years from the date of such series and the maturity date of the last installment of such series shall be not later than twenty years from the date of such series. The bonds may contain a provision permitting their redemption prior to their stated maturity at such premiums as shall be prescribed by the Board. They shall bear such rates of interest as the Board may determine, payable semiannually, but the interest cost of any issue shall not exceed four per cent per annum. They shall bear such dates and be payable at such places as the Board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the County Treasurer of Abbeville County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the Board may prescribe.

SECTION 10. Execution—authentication of coupons.—The bonds shall be executed in the name of Abbeville County by the county supervisor and shall be attested by the Treasurer of Abbeville County, under the seal of the Board. The coupons appertaining to such bonds need not be authenticated otherwise than by the facsimile signatures of the county supervisor and the treasurer of the county lithographed or engraved thereon.

SECTION 11. Sale—notice.—All bonds issued pursuant to this act shall be sold at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of

any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 12. Use of proceeds.—The proceeds derived from the sale of the bonds shall be deposited with the Treasurer of Abbeville County in a special fund, separate and distinct from all other funds, and shall be expended for the following purposes:

(1) The accrued interest, if any, shall be applied to meet the first installment of interest to become due on the bonds.

(2) The premium received, if any, shall be applied to the payment of the first installment of principal to become due.

(3) The principal proceeds shall be expended upon the order or warrant of the Board for:

(a) The cost of issuing the bonds;

(b) To defray the cost of new or renovated courthouse facilities with office building.

If any moneys shall remain after making the foregoing applications, the remainder shall be applied to the retirement of bonds issued pursuant to this act. No purchaser or subsequent holder of any of the bonds shall be responsible for the proper application of the proceeds to the purposes for which such bonds are issued.

SECTION 13. Payment.—The full faith, credit and taxing power of Abbeville County shall be pledged for the payment of the bonds and interest and the auditor and treasurer, respectively, shall levy and collect annually a tax upon all taxable property in the county sufficient to pay such principal and interest as they respectively mature.

SECTION 14. Exempt from taxes.—The principal and interest of all bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 15. Repeal—Act 337 of 1959 repealed.—Act No. 337 of 1959 and all acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1037, H2551)

No. 917**An Act To Provide For The Levy Of Taxes For School And County Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, For Abbeville County, And To Direct The Expenditure Thereof, And Otherwise Relating To The Fiscal Affairs Of Abbeville County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The Auditor of Abbeville County is hereby authorized to levy a sufficient millage on taxable property of Abbeville County to meet the appropriations herein made for the fiscal year 1960-1961 beginning July 1, 1960, and ending June 30, 1961. There is hereby appropriated from the general fund of Abbeville County the following sums for the following purposes :

ITEM A. SALARIES:

Auditor	\$ 1,288.00
Clerk to Auditor	2,178.00
Treasurer	1,288.00
Clerk to Treasurer	2,178.00
Sheriff	3,993.00
Assistant Jailor to Sheriff	363.00
Three Deputy Sheriffs at \$3,751.00 each	11,253.00
Tax Collector	3,993.00
Travel Expense, Tax Collector, etc.	500.00
<i>Provided</i> , the above shall be paid by order of the County Board of Commissioners upon an itemized and verified claim of Tax Collector, not exceeding in any one month one-twelfth of the total allowance for the twelve months.	
<i>Provided</i> , further, that the claim shall be approved by the Abbeville County Delegation, and in no event shall the total amount expended exceed the sum of \$500.00 for the fiscal year 1960-61.	
Supervisor	3,993.00
Clerk to Board	2,178.00
County Commissioners (2) \$399.30 each	798.60
Board of Education	792.00
Clerk of Court	3,993.00

Assistant to Clerk of Court	2,178.00
Judge of Probate	3,993.00
Clerk to Judge of Probate	2,178.00
Coroner	471.90
Clerk to Board of Registration, Abbeville County	242.00
Board of Equalization, if so much be necessary	1,100.00
Vital Statistics	200.00
Abbeville County Service Officer, payable in monthly installments, for expense	1,300.00
Total	\$ 50,451.50

ITEM B. COURT EXPENSES:

Jurors and Witnesses	\$ 5,000.00
<i>Provided</i> , jurors for the Court of Common Pleas and General Sessions shall be paid at the rate of \$5.50 per day.	
Magistrates' Courts:	
Abbeville	\$ 1,815.00
Donalds	287.50
Due West	287.50
Calhoun Falls	544.50
Lowndesville	287.50
Diamond Hill	287.50
Constables:	
Donalds	287.50
Due West	287.50
Calhoun Falls	431.24
Lowndesville	287.50
Diamond Hill	287.50
Lunacy, Post Mortems and Inquests	600.00
Sheriff to serve civil and criminal papers. In the event that the Coroner of Abbeville Coun- ty is sick, or otherwise disqualified, the Magis- trate of Abbeville County shall hold post mor- tems and inquests without compensation.	
Total	\$ 10,690.74

ITEM C. PUBLIC OFFICERS:

Printing, postage stamps and stationery	3,000.00
Telephone and Telegraph, courthouse and phones of other county officials, twelve, if so much be necessary	1,000.00
County Health Unit, if so much be necessary for use by the County Health Department in carrying on proper health program to be agreed upon by the County Legislative Dele- gation and the State Board of Health	8,900.00
Premiums of Bonds of County Officers and Recording same	1,200.00
Total	\$ 14,100.00

ITEM D. PUBLIC BUILDINGS:

Janitor—Courthouse	\$ 1,200.00
Water, heat, light, supplies for janitor	2,000.00
Insurance	1,400.00
Total	\$ 4,600.00

ITEM E. SPECIALS:

To pay the cost of installation or rental of Mobile Telephone Service for the law enforce- ment department of the county under the supervision of the Sheriff. If unable to install rent will not exceed \$1,920.00 for fiscal year 1960-1961	\$ 5,920.00
Abbeville Hospital	22,000.00
Payable to Abbeville Hospital \$1,833.33 at the end of each month beginning July 1, 1960. <i>Provided</i> , that the sum appropriated for the Abbeville Memorial Hospital may be reduced by the amount accruing to the county from State revenues allocated for hospitalization.	
Auditing Books for Abbeville County	500.00
Contingent Fund	13,000.00
To pay to W. M. Agnew, Treasurer, Abbe- ville County Library Association	3,000.00

To be used by the Abbeville County Library Association payable \$216.00 per month at the end of each month beginning July 1, 1960.	
Girls' Four-H Club Work	100.00
Boys' Four-H Club Work	100.00
Home Demonstration Agent Supplies	60.00
Extra Clerical Work in office of Clerk of Court during sessions of court, etc., payable monthly under the direction of the Clerk of Court....	300.00
For stamps, stationery for Mrs. Annie Lee Woodhurst, Treasurer, if so much be necessary for mailing statements due by taxpayers	500.00
To pay J. L. Savitz, Chairman of the Finance Committee, Abbeville County Public Library, located in the City of Abbeville, Abbeville County, S. C. to be used for library purposes..	1,500.00
Commander Medical Detachment 51st Div. Art.	400.00
Pay to Company Commander, Service Battery 178 F. A. Bn., Abbeville, S. C.	1,000.00
Pay to American Legion Commander, American Legion Post No. 72, Calhoun Falls, S. C., and Auxiliary	400.00
To pay South Carolina Retirement System County Employees' part	2,000.00
Pay to B. F. Garrison, Treasurer, F.F.A., Camping Trip	100.00
Pay to Dr. D. C. Lewis, Treasurer, Abbeville County Council of Boy Scouts	150.00
Pay to Mrs. Mason Speer, Treasurer, Girl Scouts	200.00
Pay to Mrs. Lois L. Fleming, Secretary to County Agent	120.00
Payable \$10.00 per month beginning July 1, 1960.	
Pay to Mrs. Caroline M. Cochran, Secretary to Home Demonstration Agent	120.00
Payable \$10.00 per month beginning July 1, 1960.	
Pay to Mrs. Catherine L. Everett, School Room Supervisor, Expense Account	120.00

Payable \$10.00 per month beginning July 1, 1960.

For the purpose of establishing facilities for research, planning and development for the benefit of the entire county, there is hereby appropriated the sum of \$5,000.00 to be paid out for this purpose at the direction of the County Delegation 5,000.00

Pay to Miss Myrtle Crowther, Attendance Teacher, Expense Account 240.00

Provided, the above shall be paid upon itemized statements approved by the County Delegation and in no event shall the total amount exceed \$240.00 for the fiscal year 1960-61.

County Board of Education, School Lunch, for freight and storage on commodities, if so much be necessary, etc. 500.00

Pay to T. B. Association for upkeep, repair or replacement of equipment, if so much be necessary 150.00

Pay to County Agent for:

Stamps	\$35.00	
Telephone	25.00	
Soil Sample		
Containers	15.00	75.00

To pay to Girls Future Homemakers of America, Expenses 150.00

To pay to Boys Future Farmers of America, Expenses 100.00

Total \$ 57,805.00

ITEM F. JAIL EXPENSES:

Including dieting of Prisoners and Janitor . .	3,000.00
Light and Water	200.00
Fuel	500.00
Repairs to automobile, gas and oil for Sheriff .	1,000.00

Provided, that claims for oil and gasoline to be paid monthly and before said claims shall be paid as valid claims against the county, the sheriff must take oath that the oil and gasoline

consumed was used only in the enforcement of criminal law.

Provided, the jailor shall diet all prisoners in his care and janitor at one dollar and twenty-five cents per day each. All accounts for dieting of prisoners and janitor shall be presented duly attested to the Board of Commissioners, and by them allowed or rejected.

Total\$ 4,700.00

ITEM G. COUNTY HOME AND FARM:

Chaplain and Funeral Expenses\$ 600.00

The Supervisor and Subsupervisors are given authority to exchange any produce, such as hay, corn, oats, cattle or hogs for fertilizer, ingredients to be used on the County Farm or roads of the county, for the purpose of growing truck for the purpose of feeding prisoners only, and an account to be kept of such transactions and a report to be made to the delegation. All other funds received from the sale of livestock and produce shall go into the General Fund of Abbeville County.

Total\$ 600.00

ITEM H. ROADS AND BRIDGES:

Maintenance of Roads and Bridges and purchasing of new road machinery and trucks ...\$ 58,863.00

Total\$ 58,863.00

ITEM I. INTEREST, ETC.:

Interest on County indebtedness\$ 1.00

Total\$ 1.00

ITEM J. PUBLIC WELFARE:

To pay Abbeville County Department of Public Welfare for use as an Emergency Fund payable on the order of the County Board of Public Welfare\$ 1,000.00

Provided, that no payment shall exceed the sum of \$25.00 to any one family or person.

To pay to Abbeville County Department of Public Welfare for use as Physician's Fee Fund, payable on order of the County Board of Public Welfare 600.00

Provided, that no physician's fee shall be expended except to call on persons on the relief roll of Abbeville County who are unable to attend the clinics provided by Abbeville County Health Department.

To pay to Abbeville County Department of Public Welfare for office supplies 100.00

To pay to Abbeville County Department of Public Welfare for one additional clerical worker 1,800.00

Payable \$150.00 per month beginning July 1, 1960.

To supplement salary of County Director of Public Welfare 360.00

Payable \$30.00 per month beginning July 1, 1960.

Public Welfare Members (3) 180.00

Payable \$5.00 per month beginning July 1, 1960.

Pay to each member of Public Welfare Staff, Social Workers, Expense Account—4 members \$120.00 each 480.00

Payable \$10.00 per month, per member, beginning July 1, 1960.

Pay to each member of Public Welfare Staff, Clerical Workers, 3 members, \$120.00 each .. 360.00

Payable \$10.00 per month, each member, beginning July 1, 1960.

Total \$ 4,880.00

ITEM K. MISCELLANEOUS \$ 1.00

Total \$ 1.00

ITEM L. Pay to Lloyd H. Bull, County Agent, the sum of \$25.00 per month beginning the first day of July, 1960		\$ 300.00
To pay rent on Health Clinic at Donalds, S. C., payable \$25.00 per month beginning the first day of July, 1960		300.00
Total		\$ 600.00
GRAND TOTAL		\$207,292.24
Less Estimated Revenue Other Than Taxes:		
Road Tax	\$ 1,200.00	
Income Tax	24,850.00	
Liquor Tax	19,875.00	
Beer and Wine Tax	5,000.00	
Gas Tax	57,250.00	
Bank Tax	2,000.00	
Insurance License Fees	7,000.00	
Fines	10,200.00	
Fees	7,550.00	
Forestry	9,735.62	
Total	\$144,660.62	
TOTAL TO BE RAISED BY TAXATION		\$ 62,631.62

SECTION 2. The county commissioners shall have equal authority in county matters with the supervisor; *provided*, that the statement of affairs of the county shall be posted on the bulletin board in front of the courthouse and published in the newspapers as now provided by law; that unless the supervisor publishes the statement it shall be unlawful for the county treasurer to pay the salary of the supervisor; *provided*, that the county treasurer shall pay all county officers monthly instead of quarterly. *Provided*, further, that in the maintenance of county roads the supervisor is hereby authorized to expend not more than one-fourth of the appropriation during each quarter during the calendar year.

SECTION 3. The Board of Trustees of School District No. 60 of Abbeville County shall prepare a budget for cost of operation of

the schools, maintenance of buildings and equipment within the district, and determine the number of mills required to be levied to finance same. They shall then certify at an appropriate date the budget and millage required for the year to the county board of education. The county board of education shall review the budget and recommend millage so submitted, making such changes as the board of education may deem necessary; then, with the advice and consent of the legislative delegation, the county board of education shall certify the millage required to the Auditor of Abbeville County, whereupon the county auditor shall levy the required tax upon all the taxable property within the district, and the Treasurer of Abbeville County shall collect the same in like manner as all taxes are collected, and place the same in the district school account, to be disbursed for the declared purposes in the manner fixed by law.

SECTION 4. The administrative Superintendent of the School System of Abbeville County on the fifteenth day of each month shall file with School District No. 60 of the county a statement showing the amount of monies on hand to the credit of the school district, and the county treasurer shall file with the supervisor, on the fifteenth day of each month a statement showing the amount on hand to the credit of the county.

SECTION 5. The money appropriated above as a contingent fund is to be used and paid out at the direction of the county delegation.

SECTION 6. The various items herein appropriated for the purposes herein specified shall be used exclusively as provided for in this act, and any transfer of funds from one item to another is hereby specifically prohibited, and any officer who violates this provision shall be deemed and considered guilty of malfeasance in office. *Provided*, that the transfer of any of the items may be made by the written consent of the Abbeville County Delegation, and upon such transfers being made, such sum shall be expended only for the purposes designated by such transfers.

SECTION 7. If, owing to the nonpayment of taxes caused by the extension of time for payment of taxes, or otherwise, there shall not be sufficient funds available for the full payment of the notes executed by the county board to secure the loans for the fiscal year 1959-60, ending June 30, 1960, then in that case the county board is authorized to renew such note or notes for any balance or balances

which may be due and unpaid for such time as funds may become available for the payment of same.

SECTION 8. Any unexpended balance in any department, at the end of the fiscal year 1959-60 with all delinquent taxes, other than school taxes, which shall be collected in the fiscal year 1960-1961, shall be placed in the contingent fund. The legislative delegation shall direct that this fund be used for county purposes and if it is found that the tax levy can be reduced, the delegation shall instruct the auditor to reduce the same. *Provided*, however, that any unexpended balance in the budget for the County Health Department at the end of the fiscal year 1959-1960 shall be retained by the department and added to appropriation made herein for the 1960-1961 fiscal year for use by the County Health Department in carrying on proper health program to be agreed upon by the County Legislative Delegation and the State Board of Health.

SECTION 9. The Abbeville County Delegation may, at any time, order the discontinuance and storage of any motor car or other equipment owned or hereafter to be owned by Abbeville County.

SECTION 10. The county delegation is hereby authorized and empowered to secure the services of a certified public accountant to make an audit of the county books for the fiscal year 1960-1961, beginning July 1, 1960.

SECTION 11. The office of County Attorney is hereby abolished. In the event the county needs legal advice of any sort, then the Abbeville County Delegation shall employ an attorney of its choice and shall pay for such legal advice from the Contingent Fund for the fiscal year 1960-1961.

SECTION 12. The salaries fixed herein for the clerk of court of common pleas and general sessions and register of mesne conveyances, sheriff, county treasurer, judge of probate and county auditor shall be in full compensation and all fees to be collected by law for items placed in their hands, on and after July 1, 1960, shall be turned over to the county treasurer as provided by Act No. 7 of the Acts of 1935 and Act No. 655 of the Acts of 1936.

SECTION 13. The Abbeville County Delegation may add new items to Item K, Miscellaneous, and transfer from the Contingent Fund, 1960, for the payment thereof.

SECTION 14. The supervisor and the county board of commissioners are hereby prohibited from entering into a contract for the county whereby any legal counsel is employed to prosecute or defend any suit in the State, county, or any official thereof, or agree to pay any legal fees to counsel whether authorized by the courts, or not, without having first obtained the written consent of the Abbeville County Delegation.

SECTION 15. The Abbeville County Delegation is hereby authorized and empowered to pay to the members of the Forestry Committee, or any other members of a committee authorized by legislation, meeting during the fiscal year 1960-1961, ending June 30, 1961, the sum of seven dollars and fifty cents per day from the Contingent Fund under Item E; *provided*, however, none of the committee shall be paid for more than twelve meetings during the fiscal year 1960-1961.

SECTION 16. All authorizations for transfers for the 1959-1960 Supply Act of Abbeville County to all departments of county government are hereby ratified, confirmed and validated.

SECTION 17. The County Board of Commissioners of Abbeville County is hereby authorized and directed to borrow the sum of seventy-five thousand dollars, if so much be necessary, to be credited to the general county fund, and used for general county expenses in the event that the sums herein appropriated should be insufficient to meet the needs of the county for the period covered by this act.

SECTION 18. Such indebtedness, if created, shall be evidenced by a note and such note shall bear interest at the rate of not to exceed five per cent per annum, shall be payable one year from date, and shall be signed by the chairman and the members of the county board of commissioners.

SECTION 19. The county treasurer is hereby authorized to credit the proceeds of the loan to the general county fund.

SECTION 20. The indebtedness evidenced by the note provided for herein shall be repaid from the proceeds of the tax levy for the fiscal year 1960-1961, beginning July 1, 1960, for Abbeville County.

SECTION 21. No long distance telephone calls shall be charged to the county except such as are necessary in performing a public duty in connection with the administration of the affairs of the county,

and no claim for any such calls shall be approved or paid unless on a verified, itemized claim showing the name of the person making the call, the person to whom the call was made and the date and purpose thereof.

SECTION 22. All purchases made by any of the officials of Abbeville County exceeding the sum of one hundred dollars shall be submitted for bids and shall be approved by the Abbeville County Delegation.

SECTION 23. All gasoline used by the Sheriff's Department will be supplied from the tank at the Abbeville County Farm. At the time any gasoline is pumped from the tank and oil furnished, the same shall be signed for by the party getting said gasoline or oil at the said fueling place. In case there should be an emergency on the road, then the Sheriff's Department is permitted to purchase gasoline and oil and furnish an itemized statement for same.

SECTION 24. Any necessary expenses incurred by the Legislative Delegation pertaining entirely to county business will be reimbursed out of the contingent fund by furnishing the Supervisor with a statement of expenditures.

SECTION 25. All acts or parts of acts inconsistent herewith are repealed.

SECTION 26. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R796, S619)

No. 918

An Act To Authorize And Empower The Board Of Trustees Of The School District Of Aiken County To Issue Not Exceeding Six Hundred Fifty Thousand Dollars Of General Obligation Bonds Of The School District Of Aiken County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the fact that the public school system in Aiken County is conducted by a single School District comprising all of Aiken County and known as the School District of Aiken County. Such School District is under the supervision and control of the County Board of Education of Aiken County, which constitutes, ex officio, the Board of School Trustees of the School District.

The General Assembly finds that additional school facilities are required for the School District of Aiken County, and that in order to make provision therefor many classrooms must be constructed and equipped, while other existing classrooms must be renovated and re-equipped. Facilities complementary to classrooms are also needed, and to make all of the same available, the General Assembly has determined to empower the County Board of Education of Aiken County, in its capacity as the Board of School Trustees of Aiken County (herein called "School Trustees") to borrow not exceeding six hundred fifty thousand dollars and to apply the same and such further moneys as shall become available to the School Trustees for such purposes, to obtaining the additional school facilities required for the School District.

SECTION 2. School District of Aiken County may issue bonds.

—In order to raise moneys for the additional school facilities for the public school system of the School District of Aiken County, the School Trustees shall be authorized and empowered to issue and sell, either as a single issue, or from time to time as several separate issues, not exceeding six hundred fifty thousand dollars of general obligation bonds of the school district of Aiken County.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series of instalments as the School Trustees shall provide for, except that the first maturing bonds of any issue shall mature within three years from the date as of which they shall be issued; not less than three per cent of any issue shall mature in any year; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the School Trustees, but no bond shall be redeemable before maturity unless it contains a statement to that effect.

In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Aiken County, upon such conditions as the School Trustees may prescribe: Except when so registered, all bonds issued pursuant to this act, shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the School Trustees shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the School Trustees.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the School Trustees shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the School District of Aiken County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Aiken County, and collected by the Treasurer of Aiken County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Aiken County, to be deposited in a Bond Account Fund for the School District, and shall be expended and made use of by the School Trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay the costs to be incurred for the additional school facilities required for the School District of Aiken County, hereinbefore referred to.

(d) If any balance remain, the same shall be held by the Treasurer of Aiken County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers of trustees.—The powers and authorizations hereby conferred upon the School Trustees shall be in addition to all other powers and authorizations previously vested in the School Trustees and may be availed of pursuant to action taken at any regular or special meeting of the School Trustees.

SECTION 14. No further action required for issuance of bonds.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R940, H2509)

No. 919**An Act To Authorize The Board Of Education Of Aiken County To Purchase The Leavelle McCampbell High School From Graniteville Company And To Provide For The Payment Thereof.**

Whereas, Graniteville Company, a major corporate taxpayer of Aiken County, has for many years generously permitted the citizens of Aiken County to use the Leavelle McCampbell High School for school purposes without cost to the taxpayers of the county; and
Whereas, the building is now in need of renovation and extensive repairs which must be made if continued efficient use is to be made of the building as a school; and

Whereas, Graniteville Company either as a matter of right or from the standpoint of legal competence, should not defray the cost of such renovation and repair or permit the further use of the building without suitable financial return to the company; and

Whereas, the operation of a high school in this particular area is considered essential for the future well-being of all of the citizens of Aiken County; and

Whereas, the building has been fairly appraised at a value of one hundred twenty-four thousand eight hundred dollars; and

Whereas, the Board of Education of Aiken County has determined that it is in the public interest that this building be purchased at the price at which appraised although it is obviously worth much more and the board has further determined that this price can be paid in equal installments over a period of ten years without any increase in taxes; and

Whereas, the company has agreed to accept the sum of twelve thousand four hundred eighty dollars per year for a period of ten years without interest, the first payment to be made July 1, 1960. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that there is an acute need for a high school in Aiken County in the vicinity of the present Leavelle McCampbell High School and that the present Leavelle McCampbell High School building may be purchased from Graniteville Company for the sum of one hundred twenty-four thousand eight hundred dollars, and the General Assembly further finds that the purchase of this building and

its continued operation as a high school is in the public interest of all of the people of Aiken County.

SECTION 2. Aiken County Board of Education may purchase Leavelle McCampbell High School Building—purchase price—payment—notes.—The Board of Education of Aiken County is hereby authorized to purchase from Graniteville Company the Leavelle McCampbell High School building and to execute a contract for such purpose in the public interest of the people of Aiken County. The board is authorized to accept a conveyance from the company for the price of one hundred twenty-four thousand eight hundred dollars to be paid to the company in equal installments of twelve thousand four hundred eighty dollars each over a period of ten years without interest. The board of education may execute promissory notes for the ten installments, such notes to be signed by the chairman of the board and the secretary.

SECTION 3. Tax levy for payment.—In order to secure the payment of the sum due Graniteville Company, the full faith, credit and taxing power of the county shall be pledged, and if necessary the auditor is authorized to levy and the treasurer to collect, annually, a tax upon all of the taxable property in the county sufficient to meet any deficiency.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1146, H2508)

No. 920

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Aiken County For The Fiscal Year Beginning July 1, 1960, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

PART I

SECTION 1. There shall be levied a tax upon all the taxable property of Aiken County for ordinary county and school purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, sufficient to meet the amounts hereinafter appropriated, after deducting therefrom the estimated revenue accruing from the ordinary county funds.

Item 1. Roads and bridges, including county shop, miscellaneous, office supplies and machinery	\$126,000.00
Salaries:	
Supervisor	6,000.00
Travel Expense of Supervisor	1,500.00
Three Commissioners @ \$2,500.00 each	7,500.00
Three Commissioners, expenses \$1,000.00 each	3,000.00
Chief Clerk, Base pay	3,570.00
Clerk, Base pay	3,267.60
Clerk Aid, Base pay	2,844.45
Superintendent of County Farm, Base pay	3,150.00
One Machinist, Base pay	3,696.00
One Machinist (Assistant) Base pay	3,360.00
Three Road Foremen @ \$3,150.00, Base pay ..	9,450.00
Three Guards @ \$3,150.00 Base pay	9,450.00
Two Tournapull Operators @ \$3,150.00 Base pay	6,300.00
Six Road Patrols @ \$2,966.25, Base pay	17,797.50
Total, Item 1	\$206,885.55

Provided, that services of all equipment operators, when such machinery is under repairs, shall be used in other work at the direction of the commissioners and supervisor.

Provided, further, that the appropriation herein provided under Item 1, Section 1, or so much thereof as may be necessary after payment of salaries listed therein, shall be expended for the upkeep and maintenance of the roads and bridges of the county, convict camps, convicts, operation of the county farm, road-working organizations and payment of all employees who may be engaged for such purposes.

Provided, further, that the supervisor shall have exclusive charge of the county farms and shall keep a record of the cost of operation thereof and all rents derived therefrom, and he shall have exclusive charge of the county convicts while they are confined in the county centralized camp and while they are engaged in work on said farms. The supervisor shall also have exclusive charge and supervision over the personnel necessary to be employed in the operation of the farm and management of the convict camp, with the right to hire and discharge any such employee. The employment of all guards of prisoners shall be with the approval of the county supervisor, and such guards shall be subject to his authority and control while on duty at the county centralized convict camp. The Supervisor shall inspect all roads and make the same reports required of the commissioners and cooperate with the commissioners in maintaining the roads so as to keep the same in good condition for public use. All monies received from rents and sale of commodities shall be turned over to the treasurer of the county monthly.

Provided, further, the commissioners shall supervise all county road work in their respective districts, and they shall make requisition to the supervisor for such convicts from time to time as the needs of the roads in their respective districts may require; the commissioners shall be responsible for the convicts under their charge while at work, going to and returning from their work at camp. Each commissioner shall keep a daily record of roads worked, showing the location thereof, in their respective districts and the cost of work so performed. And, on Monday of each week, the commissioners shall file their report with the clerk of the county board, which reports shall be kept in the office of the board for inspection by the superviosr and the Legislative

Delegation of Aiken County. *Provided*, further, that upon vote of the commissioners and supervisor, as provided by law, the funds hereby appropriated and the county equipment may be distributed as needed, regardless of districts.

Item 2.	Clerk of Court, Salary	\$ 6,000.00
	Chief Clerk, Base pay	3,570.00
	Clerk, Base pay	3,267.60
	Assistant Clerk, Base pay	2,950.00
	Six Clerk Aids @ \$2,844.45, Base pay	17,066.70
	Supplies	7,500.00
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	Total, Item 2	\$ 40,354.30
Item 3.	Sheriff's Salary	\$ 6,000.00
	Expenses, Sheriff	1,500.00
	Chief Deputy, Base pay	4,151.70
	Ten Deputy Sheriffs @ \$3,953.25, Base pay ..	39,532.50
	Telephone and Miscellaneous Expenses, Deputy Sheriffs \$60.00 each	900.00
	Supplies, Identification Bureau	1,000.00
	Process Server and Identification Assistant, Base pay	3,953.25
	Car Maintenance, gasoline and oil of Deputy Sheriffs, if so much be needed	10,500.00
	<i>Provided</i> , that all cars now owned by Aiken County be used only for official county or state business.	
	Uniforms for Deputies, to be purchased by Aiken County Commissioners	3,000.00
	<i>Provided</i> , that any property owned by Aiken County, for the use of personnel of the Sheriff's office shall be issued to such personnel only upon memorandum receipt for same, specifying the date, individual receiving it, nature of the property being issued, including serial numbers, if any; and in the event such personnel, having been issued county property, should leave the service of the county for any reason whatsoever, such personnel shall not receive his final pay check until all county property issued such per-	

sonnel shall have been turned in and receipt therefor issued.

Provided, that in the expenditure of this appropriation, the County Commissioners and Supervisor shall be responsible for the expenditures thereof and provide gasoline and maintenance of the automobiles.

Provided, further, that such county-owned motor vehicles shall be insured in such manner as to make the county blameless in the event of accident to such vehicle or other innocent person or persons.

Provided, further, no deputy sheriff shall accept employment for policing night clubs, dance halls or honky-tonks.

Clerk of Sheriff, Base pay	3,570.00
Assistant Clerk, Base pay	2,950.00
Expenses going after prisoners	1,250.00
Radio Technician @ \$126.00 per month	1,512.00
Supplies	1,000.00
Expenses, Deputy Sheriffs, Graniteville—five @ \$102.50 per month	6,150.00
Expenses Deputy Sheriffs, Gloverville-Langley-Bath-Clearwater area	3,000.00
One Deputy Sheriff, Clearwater, Expenses	1,230.00
One Deputy Sheriff, Montmorenci, Base pay	1,437.66
Deputy Sheriffs, Gloverville-Langley-Bath-Clearwater Area, Base pay 3 @ \$3,953.25	11,859.75

Total, Item 3\$104,496.86

Item 4. Tax Collector:

Salary	\$ 5,750.00
Chief Clerk, Base pay	3,570.00
Assistant Clerk, Base pay	2,950.00
Property Record Clerk, part time	1,200.00
Expenses of office, including gas, oil, books, etc.	2,000.00

Total, Item 4\$ 15,470.00

Provided, that total appropriation for this item shall be paid from the collections made by the

Tax Collector, and any surplus existing thereafter shall be deposited to the credit of the General County Fund and the School Fund in the same proportion as the millage levied that fiscal year for each fund.

Item 5. County Jail:

Superintendent of Buildings, Base pay \$ 3,953.25
Three Jailers @ \$3,953.25, Base pay 11,859.75

Provided, that the jailers shall be appointed by the Sheriff and they shall be commissioned as deputy sheriffs. The Sheriff shall see to it that one of the jailers shall be at the jail at all times. The Superintendent of Buildings shall be appointed by the Supervisor and County Commissioners and shall be in charge of maintenance and upkeep of all county buildings and shall be in charge of the dieting of prisoners.

Jail expenses, including dieting of prisoners 8,500.00

Provided, that this fund of \$8,500.00, or so much thereof as may be necessary, is to be expended by the Superintendent of Buildings with the approval of the Supervisor in paying the actual expenses incurred in maintaining the jail and in dieting prisoners, and such expenses shall be paid by the Treasurer of Aiken County upon claims approved by the county commissioners and the Supervisor. The Superintendent of Buildings, in operating and maintaining the jail, may employ such cook and other help as he deems necessary and he is authorized and empowered to use the services of persons serving sentence imposed by the courts. The commissioners and supervisor, when practicable, shall provide crops and meats grown and raised on the County Farm in dieting and feeding the prisoners.

Total, Item 5 \$ 24,313.00

Item 6. County Treasurer:

Salary \$ 2,502.00
Chief Clerk, Base pay 3,570.00

Two Clerk Aids @ \$2,844.45, Base pay	5,688.90
Extra Clerical Help	3,150.00
Supplies and Miscellaneous	900.00
County Treasurer, travel	100.00
Mailing out tax notices, if so much be necessary	2,500.00

Total, Item 6\$ 18,410.90

Provided, that the Treasurer of Aiken County is authorized to make such arrangements as he sees fit with the S.P.C.A. with reference to dog tax; and he may accept such proof as he sees fit in lieu of certificates of inoculation. *Provided*, further, that on or before the tenth day of each calendar month the Treasurer of Aiken County shall furnish to each member of the Legislative Delegation and to the Supervisor a statement showing receipts and disbursements of all State, county and school funds for the preceding month, together with a statement showing the purposes for which cash balances are held, and showing the balance of funds on hand for ordinary county purposes. *Provided*, further, that notice shall be sent out to each taxpayer prior to October 1, 1960.

Item 7. County Auditor:

Salary	\$ 2,502.00
Deputy Auditor, Base pay	3,570.00
Three Clerk Aids @ \$2,844.45, Base pay	8,533.35
Miscellaneous Supplies	2,400.00
Auto Registrations and Boat Registrations	500.00
Board of Equalization	3,000.00
Auditor, travel	300.00
Extra clerical help	1,600.00

Total, Item 7\$ 22,405.35

Provided, that members of the county board of equalization shall each receive as compensation for his services the sum of \$6.00 per day for the time actually engaged and five cents per mile for necessary travel.

Item 8. Adult Education :

Adult School Work	\$ 6,000.00
Special Services	1,000.00

Total, Item 8\$ 7,000.00

Provided, that any balance of the adult school fund unused at the expiration of the fiscal year shall be carried forward and expended on order of the Supervisor and Adult Education.

Item 9. Coroner :

Salary	\$ 3,000.00
Telephone and Supplies	200.00
Expenses of Coroner	820.00

Total, Item 9\$ 4,020.00

Item 10. Master :

Salary	\$ 5,750.00
Supplies and Maintenance	400.00
Clerk to Master, Base pay	3,570.00
Expenses	400.00
Revolving Fund	1,000.00
One Clerk Aid @ \$2,844.45, Base pay	2,844.45

Total, Item 10\$ 13,964.45

Item 11. County Service Officer :

Salary	\$ 5,250.00
Clerk, Salary, Base pay	2,844.45
Travel Expenses	1,000.00
Postage, stationery, equipment	500.00

Total, Item 11\$ 9,594.45

Item 12. Probate Judge :

Salary	\$ 5,500.00
Chief Clerk, Base pay	3,570.00
Clerk Aid, Base pay	2,844.45
Supplies and new equipment, if so much be necessary	1,500.00
Expense money for handling insane persons ...	200.00

Total, Item 12\$ 13,614.45

Item 13. Magistrates and Constables:

Magistrates:

Aiken (District No. 1)	\$ 4,070.00
Expenses (Magistrate, District No. 1)	600.00
Windsor (District No. 3)	825.00
Salley (District No. 4)	1,108.80
Wagener (District No. 5)	1,108.80
Wards (District No. 6)	660.00
Oak Grove (District No. 7)	660.00
Langley (Districts Nos. 10 and 17)	2,640.00
Expenses (Districts Nos. 10 and 17)	600.00
Graniteville (Districts Nos. 8, 9 and 15)	2,640.00
Expenses (Districts Nos. 8, 9 and 15)	600.00
North Augusta (District No. 11)	1,732.50
Beech Island (District No. 12)	1,732.50
Talatha (District No. 13)	1,732.50
Jackson (District No. 14)	1,732.50
Clearwater (District No. 16)	1,732.50
Expenses (District No. 16)	600.00
Supplies for Magistrates	500.00

Constables:

Aiken (District No. 1)	2,760.45
Expenses (District No. 1)	600.00
Windsor (District No. 3)	605.00
Salley (District No. 4)	605.00
Wagener (District No. 5)	825.00
Wards (District No. 6)	309.10
Oak Grove (District No. 7)	660.00
Graniteville (Districts Nos. 8, 9 and 15)	2,640.00
Expenses (Districts Nos. 8, 9 and 15)	600.00
Langley (Districts Nos. 10 and 17)	2,640.00
Expenses (Districts Nos. 10 and 17)	600.00
North Augusta (District No. 11)	1,540.00
Beech Island (District No. 12)	715.00
Talatha (District No. 13)	715.00
Jackson (District No. 14)	715.00
Clearwater (District No. 16)	1,699.50
Expenses (District No. 16)	600.00

Provided, that the Magistrate's Constable in the Clearwater District shall also serve as a policeman for the community of Belvedere.

Total, Item 13	\$ 44,104.15
Item 14. Department of Public Welfare:	
Director's Salary	\$ 420.00
Chairman of Board	800.00
Case Work Supervisor	240.00
Vice-Chairman of Board	700.00
Visitors (nine @ \$120.00 each)	1,080.00
Child Welfare Worker (Supervisor)	240.00
Two Child Welfare Workers	240.00
Mileage, Child Welfare Workers	1,440.00
Clerical Workers (five @ \$120.00)	600.00
One Child Welfare Stenographer	120.00
Secretary of Board	700.00
Three Board Members	2,100.00
Emergency Drugs for indigent patients	3,500.00
Emergency Relief	1,500.00
Total, Item 14	\$ 13,680.00
Item 15. County Farm Agent:	
Salary, County Agent	\$ 400.00
Salary, Assistant County Agent	200.00
Stenographer for Agent	525.00
Boys' 4-H Club Work	150.00
Contingent Fund for Agent	25.00
Total, Item 15	\$ 1,300.00
Item 16. County Home Agent:	
Salary	\$ 200.00
Stenographer for Agent and Assistant Agent ..	2,415.00
Contingent Fund for Agent	25.00
Girls' 4-H Club Work	150.00
Supplies, Home Demonstration Agent	150.00
Total, Item 16	\$ 2,940.00

Item 17. Negro Farm and Home Agent:

Salary, Negro Home Demonstration Agent	\$ 777.00
Demonstration Supplies	100.00
Salary, Negro County Agent	410.00
Negro County Agent, Office Rent, Heat and Lights	276.00
Negro 4-H Club Work	150.00
Telephone	120.00
Clerical Assistance, Negro Farm and Home Agents	1,000.00
Negro Soil Conservationist	200.00

Total, Item 17 \$ 3,033.00

Item 18. Jurors and Witnesses:

All expenses, if so much be necessary \$ 25,000.00

Total, Item 18 \$ 25,000.00

Item 19. County Health Department:

Lump Sum Appropriation	\$ 56,500.00
D. D. T. Spraying Program	2,000.00

Provided, that the Horse Creek Valley Communities shall be included in the spraying program.

Total, Item 19 \$ 58,500.00

Provided, that a final budget of combined county, State and federal funds will be completed as soon after the first of July as possible, and a detailed itemization will then be submitted to the delegation and approved before any of the funds are spent.

Item 20. Aiken County Hospital:

All expenses \$125,000.00

Provided, that this amount is based upon the hospital receiving from the Department of Public Welfare for patients covered by public assistance the sum of \$63,000.00. It is intended that such sum together with this appropriation shall total \$163,000.00. In the event of an in-

crease or decrease in public welfare funds the within appropriation shall be accordingly adjusted.

Total, Item 20		\$125,000.00
Item 21. Post Mortems, Inquests and Lunacies:		
All expenses		\$ 1,000.00
Total, Item 21		\$ 1,000.00
Item 22. Public Buildings:		
Water, fuel, lights and insurance:		
All expenses, if so much be needed		\$ 17,500.00
Total, Item 22		\$ 17,500.00
Item 23. Court Stenographer for Second Judicial Circuit \$ 120.00		
Stenographer, Circuit Judge		600.00
Aiken County Civil Defense		500.00
Extra Clerical Help as needed-Magistrate, District No. 1 and Coroner, Base pay		2,200.00
Salary, County Attorney		1,323.00
County Audit, to be expended by Aiken County Commissioners and Supervisor		2,520.00
<i>Provided</i> , that the person employed for the County Audit shall be so employed for the fiscal year commencing July 1, 1960, and ending June 30, 1961, and so far as is practicable he shall maintain a current audit.		
Aiken County Library		30,000.00
Vital Statistics		600.00
Farmers' Home Administration, Clerk, Base pay		2,509.50
Premium on Officers' Bonds		1,250.00
Edisto Soil Conservation		500.00
County Officers' Retirement Fund		9,000.00
Expenses, Solicitor, including telephone at courthouse		1,000.00
Court Crier and other attaches, \$10.00 per day for actual services during court sessions.		
Assistant Clerk of Court \$14.00 per day for actual work.		

Provided, that compensation for Court Crier and Assistant Clerk of Court and other court attaches shall be paid out of appropriation for Jurors and Witnesses.

Assistant Rabies Control Officer, Salary	3,953.25
Telephone for Rabies Office	60.00
Uniforms, Rabies Control	150.00
Expenses, truck, gas, etc., Rabies Control	500.00
South Carolina Industrial Commission Insurance, if so much be necessary	2,197.47
Expenses, County Forester	876.00
Supplement, County Forest Wardens, 4 @ \$40.00 per month	1,920.00
Supplement, County Forest Tractor Operators, 2 @ \$20.00 per month	480.00
Supplement, County Forest Ranger, 1 @ \$27.00 per month	324.00
Expenses, Probation Officer @ \$35.00 per month	420.00
Aid to Warrentville Armory	1,000.00
Telephone, Corporal, Highway Department	120.00
Sinking Fund Commission	1,564.73
Social Security	7,500.00
Insurance, Police Cars	1,661.86
Artificial Limb ($\frac{1}{4}$)	500.00
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Total, Item 23	\$ 75,349.81
Item 24. Burial of Paupers	\$ 500.00
<p><i>Provided</i>, that no person after the passage of this act who dies as a pauper shall be buried at what is commonly designated the County Poor Farm, but the supervisor and county commissioners are authorized, empowered and directed to bury such person in a recognized cemetery with such appropriate interment rites as may be considered appropriate.</p>	
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Total, Item 24	\$ 500.00
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GRAND TOTAL	\$848,436.27

Provided, that as of the effective date of this act, the amounts hereinbefore designated as base pay shall be increased as follows:

Any employee of Aiken County not to include Magistrates, Constables, and/or elected officials, who is entitled to receive as compensation for service rendered a salary designated hereinbefore as base pay, and who, on July 1, 1960, has also completed at least ten years of service as a full time employee of Aiken County, shall receive as additional compensation an amount equal to ten per cent of the base pay salary hereinbefore designated for such position of employment. *Provided*, that any such employee who, on July 1, 1960, has completed at least five years of such service shall receive as additional compensation an amount equal to five per cent of such base pay salary. *Provided*, further, that in computing length of service for those employees of Aiken County engaged in law enforcement any and all prior service in law enforcement performed in Aiken County by such persons in the course of employment by the State of South Carolina or any political subdivision thereof, shall be considered as prior service performed while an employee of Aiken County.

Provided, that a majority of the Aiken County Legislative Delegation, including the Senator, may make changes or alterations in the terms of this act whenever in their judgment circumstances so justify; and

Provided, that a majority of the Aiken County Legislative Delegation, including the Senator, and a majority of the Board of County Commissioners may together by written authorization direct the transfer of any general fund monies in excess of the appropriations hereinbefore made from said General Fund of Aiken County for application to unforeseen emergency situations which might arise in connection with the conduct of the affairs of Aiken County.

Provided, all such written authorizations, whether heretofore or hereafter made, are hereby ratified, but such shall not be valid until a copy of same be filed with the clerk of court. *Provided*, further, that no such written authorization providing for the expenditure of funds shall be made except in cases of emergency and then only in a meeting held after twenty-four hours notice of the emergency matter or matters to be considered in the course of said meeting. *Provided*, no alterations of the act shall be made by anyone during the year 1960-1961 not herein expressly provided for.

Less Estimated Revenue other than Taxes:

Delinquent Taxes from Tax Collector	\$ 40,921.42
Fines, Licenses and Fees	126,047.57
Gasoline Tax	185,440.47
Insurance License Fees	40,868.57
Alcoholic Liquor Tax	40,198.36
Beer and Wine Tax	10,886.35
Income Tax	60,111.10
Miscellaneous	6,219.71
Bank and Broker's Tax	6,089.82
County Service Officer	5,100.00
Tax Collector's Cost	3,855.82
Total Revenue Other Than Taxes	<hr/> \$525,739.19
	<hr/> \$322,697.08

PART II

Permanent Provisions

SECTION 1. It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent law of the State of South Carolina, and therefore Aiken County, and the Code Commissioner is hereby directed to include same in the next edition of the Code of Laws of South Carolina and all supplements to the present Code.

SECTION 2. In the event of the death or resignation of any county official, or the death, resignation or discharge of any county em-

ployee, the appropriations herein made to that particular county official as salary or to that particular county employee as salary shall, immediately upon such death, resignation or discharge, be transferred to the miscellaneous contingent fund, and a new salary schedule shall be provided from the miscellaneous contingent fund not to exceed the amount herein appropriated for such official or salary of county employee, by a majority of the Aiken County Legislative Delegation.

SECTION 3. Sick leave not to exceed ten days per year and paid vacations not to exceed two weeks per year shall be granted county employees at the discretion of department heads.

SECTION 4. No bills or claims against Aiken County for supplies purchased or services rendered shall be approved by the supervisor unless such bills or claims shall be approved for payment and no voucher shall be issued for same unless such bills or claims are properly itemized, showing the supplies or article purchased and by whom and the services rendered with the proper dates of such purchases and rendering of such services and duties. All bills over twenty-five dollars must be subscribed and sworn to before a Notary Public or other person authorized to administer oaths.

SECTION 5. The Aiken County Library Board is given power to enter into contracts and agreements with other county library boards of the State and the South Carolina State Library Board and to fully cooperate therewith in encouraging and promoting the establishment and use of libraries, the procurement of funds therefor and the efficient use of same in the establishing and improving public library service. *Provided*, however, that in making such contracts the parties thereto shall not exceed in obligation assumed the funds available or to become available for the accomplishment of the objects sought, nor shall the credit of the State or any political subdivision be pledged in the absence of statutory authority.

END OF PART II

All acts or parts of acts inconsistent herewith are repealed.

This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R663, H2160)

No. 921

An Act To Authorize Allendale County To Borrow A Sum Not Exceeding Seventy-Five Thousand Dollars From The Division Of Sinking Funds And Property To Construct An Addition To The Allendale County Hospital And To Provide For Repayment.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Allendale County may borrow money for hospital addition.—Allendale County may borrow from the Division of Sinking Funds and Property of South Carolina a sum not to exceed seventy-five thousand dollars which shall be used to construct an addition to the Allendale County Hospital. The amount borrowed shall be evidenced by a note to be executed by the Treasurer of Allendale County which shall bear interest not to exceed four per cent per annum. The principal and interest shall be payable in such annual installments and under such terms and conditions as may be agreed upon between the parties. The Auditor of Allendale County is directed to levy and the Treasurer of the county is directed to collect a tax on all of the taxable property in the county sufficient to pay both the principal and interest on each installment as it becomes due.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R760, H2380)

No. 922

An Act To Authorize The Trustees Of Allendale County School District No. 1 And The Treasurer Of Allendale County To Borrow Not Exceeding One Hundred Thousand Dollars For School Purposes, And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Allendale County School District 1 may borrow money.—The Board of Trustees of Allendale County School Dis-

trict No. 1 and the Treasurer of Allendale County are hereby authorized to borrow not exceeding one hundred thousand dollars from the Division of Sinking Funds and Property for school purposes. The amount borrowed shall be evidenced by a note or notes to be executed by each member of the board of trustees and the treasurer. The note or notes shall bear interest at four per cent per annum from the date thereof, interest to be paid annually, and shall be payable in five equal annual installments, with the right to anticipate payment thereof at any annual interest-bearing period.

SECTION 2. Payment.—For the payment of the note or notes the Auditor of Allendale County shall levy, and the Treasurer of Allendale County shall collect, an annual tax on all the taxable property of the county sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. The full faith, credit and taxing power of the school district are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R761, H2381)

No. 923

An Act To Appropriate Fifty Thousand Dollars From The General Fund Of Allendale County For School Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Allendale County — appropriation for schools. — There is hereby appropriated the sum of fifty thousand dollars from the General Fund of Allendale County to be utilized for the improvement and repairs of the several schools in Allendale County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R1100, H2557)

No. 924

An Act To Provide For The Levy Of Taxes For Allendale County For School And County Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961; To Provide For the Expenditure Thereof; To Provide The Amount Of Fees And Expenses To Be Allowed For County Offices; To Provide For The Fees To Be Charged By The Clerk Of Court And The Destruction Of Old Chattel Mortgage Records And To Provide For The Disposition Of Revenue To Be Derived From Current Levies, Contributions, Revenues, Forfeited Lands And Delinquent Tax Executions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Allendale County is hereby directed to levy a tax upon all the taxable property of Allendale County for the fiscal year 1960-1961, in a sufficient number of mills to provide for the payment of the items and expenditures hereafter set forth.

SECTION 2. The following amounts are hereby appropriated for the fiscal year 1960-1961 :

(A) Roads and Bridges:

(1) Chain gang and maintenance of road work, salary of guard, material, lumber, and all expenses, repairs of roads and bridges	\$ 15,000.00
(2) Salary—chain gang supervisor	2,880.00
	<hr/>
	\$ 17,880.00

(B) Salaries:

(1) Clerk of Court	\$ 1,500.00
Expenses	300.00
(2) Sheriff	4,200.00
Expenses	1,800.00
Deputy Sheriff	3,000.00

Expenses	1,200.00
Police Radio Operator	600.00
<i>Provided</i> , that the Deputy Sheriff shall be appointed by the Sheriff and shall serve at the pleasure of the Sheriff.	
<i>Provided</i> , that the salary and other compensation herein fixed for the Sheriff's office is intended for and shall be in lieu of all fees to which he is entitled under the law from the county for any and all services performed by him of whatever nature or kind; <i>provided</i> , however, in the event the Sheriff shall be compelled to travel beyond the borders of Allendale County on official business, he shall be allowed travel expenses at the rate of five cents per mile for one person only. This is in the event he travels by automobile, but if he travels by way of train or bus, he shall be allowed only actual train or bus fare. He shall also be allowed as much as fifty cents per meal and not more than two dollars per day for lodging per person while traveling beyond the borders of Allendale County on official business as aforesaid.	
(3) Treasurer	1,600.00
Expenses	300.00
(4) Auditor	1,600.00
Expenses	300.00
(5) Judge of Probate	1,280.00
Expenses	300.00
<i>Provided</i> , that the salary for the Judge of Probate is in lieu of all fees he is entitled to under the law from the county.	
(6) Superintendent of Education—Expenses, 1960-1961	900.00
<i>Provided</i> , that the county board of directors is hereby directed to transfer in a lump sum the appropriations for the county superintendent's office to the county board of education fund. The purpose of this transfer is to put the county superintendent's salary and expenses on the school payroll rather than the county payroll.	

(7) Attorney—retainer	400.00
<i>Provided, the county attorney shall advise the tax collector, when called on, in all matters pertaining to collection of delinquent taxes.</i>	
(8) Coroner	600.00
<i>Provided, that the salary herein provided for coroner shall be in lieu of all fees to which he is entitled from the county for any service whatsoever.</i>	
(9) Tax Collector—salary and expenses	2,100.00
(10) Courthouse Stenographer	2,600.00
(11) Janitor for Courthouse and Memorial Building at \$135.00 per month	1,620.00
	<hr/>
	\$ 26,200.00
(C) County Health Department:	
(1) Expenses, County Health Nurse	\$ 360.00
(2) Supplies, office expenses and clinical services for County Health Office	1,740.00
(3) T. B. Inspection Work	400.00
	<hr/>
	\$ 2,500.00
(D) Magistrates and Constables:	
Magistrates:	
Allendale and Bull Pond	\$ 1,200.00
Fairfax	1,200.00
Baldock Township	500.00
Millette Township	500.00
Wilson Township	500.00
Sycamore Township	500.00
Constables:	
Allendale and Bull Pond	900.00
Fairfax	900.00
Millette Township	300.00
Baldock Township	300.00
Wilson Township	240.00
Sycamore Township	240.00
	<hr/>
	\$ 7,280.00

Provided, the salaries herein appropriated for magistrates and constables are in lieu of all fees payable by the county to which they, or either of them, be entitled; *provided*, further, magistrates and constables shall give bonds in the sum of five hundred dollars, conditioned upon the faithful performance of their duties, and the premium thereon paid out of the County Contingent Fund.

(E) County Boards:

(1) Board of Equalization	\$ 250.00
(2) County Board of Directors, four at thirty-five dollars per month	1,680.00
Clerk to County Board of Directors—Salary ..	2,400.00
Expenses	1,200.00

Provided; that the person filling the above position shall be required to give a surety bond in the sum of one thousand dollars, premium on same to be paid by the county.

\$ 5,530.00

(F) Jail:

(1) Expenses, dieting of prisoners and maintenance \$	8,000.00
(2) Jailor, salary	1,200.00

\$ 9,200.00

(G) Court Expenses:

(1) Jurors and witnesses, and Sheriff fee for notice \$	1,200.00
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\$ 1,200.00

(H) Department of Public Welfare, if so much be necessary

\$ 1,500.00

\$ 1,500.00

(I) Public Buildings, including water, fuel, light and insurance, if so much be necessary

\$ 6,000.00

\$ 6,000.00

(I) Printing, Postage and Stationery, Telephone and Telegraph

\$ 4,500.00

\$ 4,500.00

(K) County Hospital, if so much be necessary\$ 6,500.00

\$ 6,500.00

(L) Miscellaneous:

(1) Vital Statistics	\$ 280.00
(2) Publishing Monthly Report	300.00
(3) Rent, Government Farm Office	180.00
(4) Premium on bonds, including constables	700.00
(5) Post-mortems, Inquests and Lunacies	800.00
(6) Regional Library	2,038.16
(7) Fairfax Library	300.00
(8) County Library	800.00
(9) Girls' Women's Short Courses	75.00
(10) Boys' 4-H Club	75.00
(11) Expense, Home and County Demonstration Agent	150.00
(12) Clerk to Home Demonstration Agent—Salary	1,340.00
(13) Clerk to Home Demonstration Agent—expenses	460.00
(14) Attendance Teacher Scholarship Fund	100.00
(15) Office Expense, County Farm Agent	150.00
(16) Expenses, Home Demonstration Agent (Colored)	480.00
(17) Retirement Contribution and Social Security	2,250.00
(18) Circuit Judge, Office Expense	300.00
(19) Expenses, County Farm Agents	900.00
(20) Workmen's Compensation and Liability Insurance	700.00
(21) Service Officer, Office Expense	300.00
(22) Civil Defense	1,000.00

\$ 13,678.16

(M) National Guard, if so much be necessary as follows:

(1) Maintenance\$ 2,000.00

\$ 2,000.00

(N) Audit of county funds, including Magistrates\$ 1,500.00

\$ 1,500.00

(O) Contingent Fund	\$ 7,500.00
	<hr/>
	\$ 7,500.00

GRAND TOTAL\$112,968.16

LESS ESTIMATED REVENUE OTHER
THAN TAXES:

Commutation Road Tax	\$ 2,000.00
Fines and Licenses	9,000.00
Income Tax	14,000.00
Gasoline Tax	40,000.00
Ordinary Levy	1,000.00
Liquor Tax	8,000.00
Beer and Wines	2,000.00
Insurance, Bank and Miscellaneous	4,500.00
Cost of Tax Executions	1,000.00

Total Estimated Revenue\$ 81,500.00

Amount to be raised by Taxation\$ 31,468.16

SECTION 3. The amount of commutation tax which shall hereafter be levied in Allendale County shall be the sum of two dollars per person subject to such tax. Persons actually in the armed service of the country shall, during such service, be exempt from payment of such road tax.

SECTION 4. The costs and expenses of the levy, advertising and sale of lands heretofore or hereafter purchased by the Forfeited Land Commission, under tax sale, shall be paid by the treasurer on warrants of the county board, approved by the county delegation, out of any funds available therefor; *provided*, that the proceeds of the sale of lands sold by the Forfeited Land Commission shall be chargeable with all such costs and expenses, and, if such claims are paid from funds not so realized, then all amounts paid from the general county fund shall be replaced from sales of land when made by the Forfeited Land Commission.

SECTION 5. The sums hereinabove appropriated shall be used only if so much be necessary as to each item hereinabove provided for; *provided* that any unexpended balance of any appropriation for any particular item may be applied to any other item, or items, for

which the amount appropriated is insufficient, or may be used for such other expenditures as shall be approved in writing by the legislative delegation.

SECTION 6. In anticipation of the collection of taxes herein provided for, the county board of directors and the treasurer, with the approval of the legislative delegation, are authorized and empowered to borrow on the credit of the county such sums as are necessary to carry out the provisions of this act, and to pledge current taxes in payment therefor. Such obligations shall be signed by the treasurer and the chairman of the county board of directors, attested by the clerk of such board.

SECTION 7. The sheriff is authorized to empower such trusty convict labor as he may deem desirable in the care and maintenance of the county jail and premises. The county board of directors is hereby authorized to repay all municipalities of the county for chain gang labor received through the courts of such municipalities by work of the county chain gang upon the streets and drainage of such municipalities: *Provided*, that such municipalities shall pay for the dieting of all prisoners while so engaged in work upon the streets or drainage of such municipalities, and shall be liable for any damage to persons or property caused by the use of such convict labor and machinery, and the county shall not in any way be responsible for such damage.

SECTION 8. Whenever it shall be necessary to meet the expenses of foreclosing of any real estate mortgage owned by or pledged with the county, or to buy in such property on behalf of the county, the payment of such expense shall be made from the contingent fund, or other available funds, and the rents received from such property shall be carried to the general county fund, or restored to the contingent fund, in the discretion of the legislative delegation. Such property may be sold by the county board on the written approval of the legislative delegation, the proceeds of sale to be applied to such account or placed in such fund as the legislative delegation may direct, or as provided in Section 4 of this act.

SECTION 9. The legislative delegation is hereby granted full power and authority to appropriate such additional sums as in its discretion may be deemed necessary for any purpose not herein provided.

SECTION 10. The fee that may be charged by the Clerk of Court for Allendale County for the recording, filing, indexing, and/or registering of any mortgage or other instrument conveying a lien on crops growing or to be grown and/or personal property and made to any corporation organized under the Act of Congress known as the Farm Credit Act of 1933, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from a Federal Intermediate Credit Bank, the Reconstruction Finance Corporation, or the Government of the United States or any department, agency, instrumentality, or officer thereof, shall be one dollar (\$1.00); *provided*, that a copy or duplicate of such instruments be furnished to the recording officer. Allendale County is specifically excepted from the provisions of Sections 27-60, 27-61, 27-66, 60-2 and 60-303, Code of Laws of South Carolina, 1952; *provided*, further, that in addition to the fee hereinabove fixed for recording chattel mortgages, the Clerk of Court of Allendale County may charge an additional fee of twenty-five cents (25¢), when he is required to search the records before recording any such mortgage.

Provided, further, that notwithstanding Section 27-52, Code of Laws of South Carolina, 1952, in Allendale County the Clerk of Court shall receive for recording deeds without dower a fee of \$2.00; deeds with dower a fee of \$2.25; chattel mortgages a fee of \$1.50; and chattel mortgages with assignment a fee of \$2.00.

Provided, further, that the Clerk of Court is authorized and directed to remove from the active shelves of the Clerk's office and store or destroy all old chattel mortgage records ten (10) years of age or older.

SECTION 11. All supplies of every kind and nature needed by the county officers of Allendale County shall be purchased by the purchasing agent of the county. Any supplies herein provided to be purchased for county purposes not in accordance with the provisions of this act, by any officers, the County of Allendale will not be liable therefor, and such act shall be an individual act of such officer making such unlawful purchases.

SECTION 12. It shall be unlawful for the County Directors of Allendale County to issue any voucher for the salary of any officer herein provided for before the end of the month that such officer is entitled to receive such salary. All salaries are to be paid on a monthly basis.

SECTION 13. Before the county directors shall issue a voucher to any magistrate of Allendale County for his salary, such magistrate shall present his docket to the county board of directors, showing the disposition of all cases handled by him during each month, and also present to the county directors a receipt or receipts from the county treasurer for all fines imposed by such magistrate.

SECTION 14. The Forfeited Land Commission for Allendale County is hereby authorized, empowered and directed to rent all property owned and held by the Forfeited Land Commission of Allendale County and pay the proceeds of all rents so collected to the county treasurer in accordance with the provisions of law now existing and no fees shall be charged for such services by the Forfeited Land Commission nor by the tax collector.

SECTION 15. The sums herein appropriated as compensation for the county board of directors shall be in lieu of any expense which they incur in inspection of the various county roads, which inspections shall be made semimonthly by the directors.

SECTION 16. Of the amount appropriated as salaries for municipal law enforcement officers and county law enforcement officers in Allendale County the sum of five dollars per day for each such officer is hereby designated as subsistence for each day of active duty from July 1, 1957.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R594, H1980)

No. 925

An Act To Authorize And Empower The County Board Of Commissioners Of Anderson County To Issue Not Exceeding Four Hundred And Fifty Thousand Dollars Of Bonds Of Anderson County, Whose Proceeds Shall Be Used For Public Hospital Facilities For Anderson County, To Prescribe The Conditions Under Which The Bonds May Be Issued, To Prescribe The Purposes To Which The Proceeds Shall be Applied, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that heretofore, as of October 1, 1958, the County Board of Commissioners of Anderson County (hereafter called "The County Board") did, pursuant to the provisions of Act No. 489 of the Acts of 1957, as amended by Acts Nos. 1010 and 1014 of the Acts of 1958, and as implemented by Act No. 1013 of the Acts of 1958, issue two million dollars of general obligation bonds of Anderson County in order to raise money to construct public hospital facilities for Anderson County, which facilities are to consist of a new hospital building located on certain lands of Anderson County. Such facilities are now in the process of construction, but rising costs make it impossible to complete and equip the building as originally contemplated. The General Assembly further finds that to complete and equip the hospital project as originally planned will require an additional outlay on the part of Anderson County of not exceeding four hundred and fifty thousand dollars. It finds that it is both necessary and desirable to complete and equip the hospital project as originally contemplated and has therefore determined to authorize the issuance by Anderson County of additional general obligation bonds in the aggregate principal amount of not exceeding four hundred and fifty thousand dollars.

SECTION 2. Anderson County may issue bonds for hospital facilities.—In order to provide funds which shall be used for public hospital facilities and specifically for those required to effect the construction and equipping of the hospital project referred to in Section 1, which is now under construction, in the manner originally contemplated, The County Board of Commissioners of Anderson County is hereby authorized and empowered to issue and sell, as a single issue, not exceeding four hundred and fifty thousand dollars of general obligation bonds of Anderson County.

SECTION 3. Maturity.—Bonds issued pursuant to this act shall mature in such manner as The County Board shall prescribe except that no bonds shall mature more than twenty years from their date. In the discretion of The County Board, the bonds may be made to mature on occasions following the last maturing bonds issued as of October 1, 1958, which was October 1, 1975.

SECTION 4. Redemption.—Any of the bonds issued pursuant to this act may be issued with a provision for their redemption prior to

their stated maturities, at par and accrued interest, plus such redemption premium or premiums as may be prescribed by The County Board, but no bond shall be redeemable before its maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having any bond registered as to principal on the books of the Treasurer of Anderson County, upon such conditions as The County Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as The County Board shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at such rates as may be determined by The County Board.

SECTION 8. Execution.—Bonds issued pursuant to this act and all coupons annexed thereto shall be executed in the manner provided for by The County Board.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold by The County Board at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of Anderson County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Anderson County and collected by the Treasurer of Anderson County, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in Anderson County sufficient to pay the principal and interest of such bonds

as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be delivered to the County Treasurer of Anderson County and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied by the treasurer to the payment of the first installment of interest to become due on the bonds.

(b) Any premium shall be applied by the treasurer to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be expended upon the order or warrant of The County Board to pay the cost of the issuance of the bonds and to provide the funds for the hospital project above referred to.

SECTION 13. Powers of County Board.—The powers and authorizations hereby conferred upon The County Board shall be in addition to all other powers and authorizations previously vested in The County Board.

SECTION 14. Final date bonds may be issued.—No bonds may be issued pursuant to this act after December 31, 1961.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

Purposes During And Through The Fiscal Years 1958-1959 And 1959-1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Anderson County—expenditures validated.—The expenditure of the following sums for the fiscal year 1959-1960, upon approval by the Anderson County Legislative Delegation, are hereby validated and declared to be legal in all respects:

Auditor's office—extra clerk	\$ 2,200.00
Salary Supplement—Negro farm agent's stenographer	300.00
Anderson County Historical Commission	287.50
Radio Unit	635.00
Chair—Judge Pruitt's office	250.18
Desk—Mag. Burgess office	201.06
Clerk of Court's office—extra clerk	1,791.36
Anderson County Registration Board	15,985.94
Delinquent Tax Collector—extra clerk	105.00
Roads and Bridges Accounts	87,000.00
Jail Account—Supplement	7,500.00
Public Offices—Supplement	12,000.00
State Hospital Transportation	650.00
Public Buildings (Supplement)	10,000.00
County Home (Supplement)	10,000.00
Interest on Hospital Bonds	26,248.97

SECTION 2. Transfers from bond retirement fund to road improvement fund validated.—The authorization by the Anderson County Legislative Delegation to the county treasurer to transfer as money becomes available from the bond retirement fund to the road improvement fund a sum not to exceed two hundred thousand dollars, of which sum fifty thousand dollars shall be for equipment and the remaining one hundred fifty thousand dollars to be used for three equal installments for road improvement when money is available, is hereby validated and declared to be legal in all respects.

SECTION 3. Transfers from Road Bond Retirement Account validated.—(a) The transfer of the following sums from the Road Bond Retirement Account, having been authorized January 27, 1959, is hereby validated and declared to be legal in all respects:

To Roads and Bridges Account	\$ 87,000.00
To Road Improvement Account	25,000.00

(b) The transfer of the following sum from the Road-Bond Retirement Fund to a fund for the purchase of equipment by the supervisor and the County Board of Commissioners, having been approved March 18, 1959, is hereby validated and declared to be legal in all respects.

Purchase of Equipment\$ 50,000.00

(c) The transfer of the following sums from the General Fund of the county to the purposes indicated, having been approved January 27, 1959, is hereby validated and declared to be legal in all respects:

To Roads and Bridges Account\$ 87,000.00
To the Jail Account 7,500.00
To the Public Office Account 12,000.00
To the State Hospital Transportation Account 650.00

SECTION 4. Sums expended subsequent to June 30, 1958 validated.—The following sums which have been expended by Anderson County for county purposes upon approval by the county legislative delegation, such expenditures and approval having been made subsequent to June 30, 1958 and prior to the effective date of this act, are hereby validated and declared to be legal in all respects:

Salary for extra clerk in county auditor's office for a period of one year beginning July 1, 1959 200.00 per month
Additional salary for Negro Home Demonstration Agent's stenographer 25.00 per week
Additional salary for Negro County Agent's stenographer 25.00 per week
Interest on hospital bonds to October 1, 1959 (Such sum to be refunded to the General Funds of Anderson County when the sum is collected by the Treasurer upon millage levied for the retirement of the hospital bonds and interest accumulated from monies allocated for hospital construction) 33,364.50
New radio unit for Town of Williamston
Police Patrol car 650.00
To retain services of engineers for economic and traffic surveys in Hartwell Dam area 7,800.00

Salary of David Bowen, cook at the county jail for fiscal year 1959-1960	55.00 per week
Salary for a Superintendent of Roads, Bridges and convicts for fiscal year 1959-1960	325.00 per month
Mrs. Marguerite Dooley for extra clerical work, approved January 20, 1959	105.00
Extra clerk for county auditor for a period of six months beginning January 1, 1959, to be charged to General Fund for fiscal year 1958-1959, approved January 23, 1959, salary not to exceed	200.00 per month
Payment by treasurer and supervisor from the General Fund of the county, interest on Hospital Bonds to March 25, 1959, approved March 18, 1959	26,248.97
For monthly additional salary for Negro Home Demonstration Agent Stenographer and Negro County Agent Office, approved February 9, 1959, to be paid from January 1, 1959 to June 30, 1959	25.00 per month
Payment out of Roads and Bridges Account monthly salary for Superintendent of Roads, Bridges and Convicts retroactive to December 1, 1958, approved January 27, 1959	325.00 per month

SECTION 5. Expenditures of Broadway Lake Commission validated.—The expenditure by the Broadway Lake Commission of such additional amounts in excess of the annual appropriation allotted to them as shall be remitted by said Broadway Lake Commission to the General Fund of Anderson County pursuant to Act No. 153 of the Acts of 1959, amending Section 51-233, Code of Laws of South Carolina, 1952, properly authorized by the members of the Anderson County Legislative Delegation, is hereby validated and declared to be legal in all respects.

SECTION 6. Authorizations of Legislative Delegation validated.—The following authorizations by the Anderson County Legislative Delegation are hereby validated and declared to be legal in all respects:

- (a) The sum of \$4,312.14 to be charged to the 1959-1960 allocation of funds appropriated for Roads and Bridges Account.
- (b) The sum of \$474.49 to be charged to the 1959-1960 allocation of funds appropriated for constables.
- (c) The sum of \$612.39 to be charged to 1959-1960 allocation of funds appropriated for Broadway Lake Commission.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R743, H2356)

No. 927

An Act To Provide For Presenting The Question At The Election Of Trustees Of Anderson County School District Two On April 12, 1960 To Determine If The School District Shall Issue Two Hundred Thousand Dollars Of General Obligation Bonds For Additional School Facilities, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provisions For The Payment Of The Bonds If The Election Results Favorably.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that further school facilities are needed at Belton High School and Honea Path High School in Anderson County, and has determined to authorize the board of trustees of the school district, under the conditions herein prescribed, to add approximately ten classrooms to the Belton High School and to add approximately eight classrooms to the Honea Path High School, and to acquire such facilities through the expenditures of the proceeds of the bonds authorized by this act.

SECTION 2. Anderson County School District 2—referendum concerning additional classrooms.—At the election for Anderson

County School District Two Board of Trustees on April 12, 1960, there shall be presented to the qualified electors of the district the following question: "Shall there be issued two hundred thousand dollars of general obligation bonds of School District Two, the proceeds of which shall be used to provide additional school facilities by adding approximately ten classrooms at Belton High School and eight classrooms at Honea Path High School?" The question thus submitted shall appear on the ballots to be used in such election and shall be followed by the words "Yes" and "No" and appropriate instructions shall likewise appear on the ballots advising those who favor the issuance of bonds to strike through the word "No", and those who oppose the issuance of bonds to strike through the word "Yes".

SECTION 3. Notice.—The board of county commissioners shall give notice in a daily newspaper, published in Anderson County, once at least ten days preceding the election, of the fact that such question, as provided for in Section 2 of this act, shall be presented to the qualified electors.

SECTION 4. Results.—Upon receipt of the returns of the election as pertaining to the bond issue, the county board of commissioners shall by resolution declare the results thereof and shall file a certified copy of such resolution declaring the results of the election in the office of the Clerk of Court for Anderson County. The results of the election, as declared by resolution of the county board, so certified and filed, shall not be open to question except by a suit or proceeding instituted within thirty days from the date of the filing thereof.

SECTION 5. Issue bonds if results favorable—proceeds.—If the results of the election provided for in Section 2 hereof are favorable to the issue of the bonds, the board of trustees is hereby authorized and empowered to issue not exceeding two hundred thousand dollars of general obligation bonds of school District Two of Anderson County, the State of South Carolina. The proceeds derived from the sale of such bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to acquire further school

facilities in the district in the manner authorized by Section 2 of this act.

(d) If any balance remain, the same shall be held by the Treasurer of Anderson County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 6. Maturity—redemption—dates.—If the election shall result favorably the bonds shall be issued as a single issue. All bonds shall mature serially in successive annual instalments of such amounts as may be determined by the board, except that the maturity date of the last instalment shall fall due not later than ten years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the board of trustees, contain a provision permitting its redemption premiums as the board shall prescribe. The bonds shall be of such denomination, shall bear such rate or rates of interest as the board of trustees may determine, and be payable on such occasions as the board shall determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Anderson County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the board of trustees may prescribe. They shall bear such date or dates and be payable at such place or places as the board of trustees may likewise prescribe.

SECTION 7. Execution.—The bonds and the interest coupons thereto attached shall be executed in such manner as the board of trustees shall prescribe.

SECTION 8. Sale.—The bonds shall be sold by the board of trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 9. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act 730 of the Acts of 1952.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary

therefor, the full faith, credit and taxing power of School District Two of Anderson County, the State of South Carolina, shall be irrevocably pledged, and there shall be levied annually by the Auditor of Anderson County and collected by the Treasurer of Anderson County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectfully mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Action required of board may be taken at any meeting.—Any action required of the board of trustees may be taken at any meeting of the board of trustees, regular or special, and at such meeting a majority of the members of the board of trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board of trustees by the provisions of this act.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R782, H1951)

No. 928

An Act To Authorize The Board Of Trustees Of School District 1 Of Anderson County To Issue And Sell General Obligation Bonds Not Exceeding Eighty-Five Thousand Dollars For The Purpose Of Supplementing Funds From The State Educational Finance Commission For Building Projects In The School District, And To Pledge The Full Faith, Credit And Taxing Power Of The School District For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Anderson County School District 1 may issue bonds.—The Board of Trustees of School District 1 of Anderson County may issue and sell general obligation bonds of School District 1 in an amount not to exceed eighty-five thousand dollars

to supplement funds from the State Educational Finance Commission for building projects of the school district.

SECTION 2. Maturity — redemption — interest — dates.—The bonds shall be issued either as a single issue or from time to time in several separate issues. Each issue of bonds shall mature serially in successive annual installments of such amounts as may be determined by the board. The maturity date of the first installment of any series shall be not later than three years from date, and the maturity date of the last installment of such series shall be not later than ten years from date. The bonds may contain a provision permitting their redemption prior to their stated maturity at premium figures. They shall bear such rates of interest as the board may determine, payable annually or semiannually. They shall bear such dates and be payable at such places as the board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the county treasurer and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the board may prescribe.

SECTION 3. Execution.—The bonds shall be executed in the name of School District 1 of Anderson County by the chairman of the board, and shall be countersigned by the treasurer of the county, under such seal as the board shall designate. The coupons appertaining to such bonds need not be authenticated otherwise than by the facsimile signatures of the chairman of the board and the treasurer lithographed or engraved thereon.

SECTION 4. Sale.—The bonds shall be sold by the board at not less than par and accrued interest to date of delivery at public sale. The form, manner and occasion of the advertisement shall be determined by the board.

SECTION 5. Proceeds.—The proceeds derived from the sale of bonds shall be deposited with the treasurer in a special fund, separate and distinct from all other funds. The proceeds shall be applied solely for the purposes for which the bonds are issued, except that accrued interest and premium shall be deposited in the account established by the treasurer for the payment of the principal and interest. The funds shall be expended upon warrants of the board.

SECTION 6. Exempt from taxes.—The bonds, both as to principal and interest, shall be exempt from all state, county, school and municipal taxes of the State of South Carolina.

SECTION 7. Payment.—The full faith, credit and taxing power of School District 1 of Anderson County shall be pledged for the payment of the bonds and interest, and if necessary the auditor and treasurer shall levy and collect annually a tax upon all the taxable property in the school district, sufficient to pay the premium and interest on the installments as they mature.

SECTION 8. Liability of purchaser.—The purchaser shall be in no way liable for the proper application of the proceeds thereof to the purposes for which issued.

SECTION 9. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R967, S642)

No. 929

A Joint Resolution Proposing An Amendment To Section 21 Of Article V Of The Constitution Of South Carolina Relating To The Jurisdiction Of Magistrates, So As To Provide That Magistrates In Anderson County Having Jurisdiction In Addition To That Conferred By The Constitution Upon Other Magistrates In Anderson County Shall Maintain An Office In The City Of Anderson.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Section 21 of Article V, State Constitution, proposed—jurisdiction of special magistrates in Anderson County—must maintain office in City of Anderson.—There is hereby proposed that Section 21 of Article V of the Constitution of this State be further amended by amending the proviso conferring additional jurisdiction upon Magistrates in Anderson County to read as follows:

*“Provided, further, That in addition to the jurisdiction conferred by this Constitution upon Magistrates in Anderson County, any Magistrate or Magistrates who are licensed to practice law in this State and who have been actively engaged in the practice of law in this State for a period of two (2) years and residing in Anderson County, when designated by the appointing power as a special magistrate, shall have the same jurisdiction as the Court of Common Pleas and the Judges thereof and concurrent therewith in all cases in law and equity, special proceedings and remedial remedies, where the value of the property in controversy or the amount claimed does not exceed the sum of One Thousand (\$1,000.00) Dollars, to issue and hear writs of habeas corpus to determine the custody of minor children: Provided, however, They shall not have jurisdiction in any case where the title to real estate is involved, and such Magistrate or Magistrates shall have jurisdiction in such criminal cases as the General Assembly may prescribe, but such jurisdiction shall not extend to cases where the punishment exceeds a fine of Five Hundred (\$500.00) Dollars and/or imprisonment for eighteen (18) months, (either or both) with or without hard labor, except, however, such jurisdiction in criminal cases may be extended by the General Assembly to include any and all violations of the laws relating to intoxicating and/or alcoholic liquors, cases charging non-support of wife and/or child or children, bastardy, drawing and uttering fraudulent check, driving motor vehicle under the influence of intoxicating liquor, and disposing of property under lien, and in such cases said Magistrates shall have the power to impose such sentences as are provided by law for such offences. The said Magistrates having the additional jurisdiction herein provided, may, if designated special Magistrates by the appointing power, be named County Judges, or given such other titles as the General Assembly may prescribe. The manner of selecting jurors to serve said Magistrates in exercising such additional jurisdiction and the area from which such jurors are selected, may be as the General Assembly shall prescribe. *Provided, further, that no Magistrate shall have the additional jurisdiction herein provided unless he maintains an office in the City of Anderson.*”*

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting places with the following words printed or written thereon: “Shall

Section 21 of Article V of the Constitution of this State be amended so as to provide that no Magistrate in Anderson County shall have jurisdiction in addition to that conferred by the State Constitution upon other Magistrates in Anderson County unless he maintains an office in the City of Anderson?

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(R995, S702)

No. 930

An Act To Amend Sections 2 And 7 Of An Act Of The General Assembly Of 1960 Bearing Ratification No. 782, Relating To A Bond Issue Of School District 1 Of Anderson County, So As To Further Prescribe For The Maturity Of Such Bonds And For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 928 of 1960, amended—maturity—redemption—interest—dates.—Section 2 of an Act of the General Assembly of 1960, bearing Ratification No. 782, is amended by striking out the word "ten" on line 7, between the words "than" and "years", and inserting in lieu thereof the word "twenty", so that when so amended Section 2 shall read as follows:

"Section 2. The bonds shall be issued either as a single issue or from time to time in several separate issues. Each issue of bonds shall mature serially in successive annual installments of such amounts as may be determined by the board. The maturity date of the first installment of any series shall be not later than three years from date, and the maturity date of the last installment of such series shall be not later than twenty years from date. The bonds may contain a provision permitting their redemption prior to their stated maturity at premium figures. They shall bear such rates of interest as the board may determine, payable annually or semiannually. They shall bear

such dates and be payable at such places as the board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the county treasurer and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the board may prescribe."

SECTION 2. Section 7 of Act 928 of 1960, amended—payment.

—Section 7 of an Act of the General Assembly of 1960, bearing Ratification No. 782, is amended by striking all after the word "interest" on line 3, and inserting in lieu thereof the following: "and the auditor shall levy and the treasurer shall collect annually such tax upon all the taxable property in the school district as shall be sufficient to pay the principal and interest on the installments as they mature.", so that when so amended Section 7 shall read as follows:

"Section 7. The full faith, credit and taxing power of School District 1 of Anderson County shall be pledged for the payment of the bonds and interest, and the auditor shall levy and the treasurer shall collect annually such tax upon all the taxable property in the school district as shall be sufficient to pay the principal and interest on the installments as they mature."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1047, H2578)

No. 931

An Act To Provide For Voting In The 1960 June Primaries By Electors Residing In Precincts, Parts Of Which Were Recently Annexed To The City Of Anderson.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Anderson County — where electors of annexed areas to vote.—Because of certain pending questions as to the legality of the recent annexation of parts of outlying precincts to the

City of Anderson, all persons duly registered in such precincts just prior to the annexation shall, if otherwise qualified, be authorized and allowed to vote in the 1960 June primaries, in the precinct in which they were registered just prior to the annexation as if no annexation had taken place, upon presentation of a registration certificate showing registration in any such precinct.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1064, H2588)

No. 932

An Act To Authorize The Trustees Of School District Number Four Of Anderson County, South Carolina, To Issue And Sell Bonds, Not To Exceed The Sum Of Two Hundred Twenty-Three Thousand Dollars For School Purposes, And To Provide For Presenting The Question Of Whether Or Not The Bonds Shall Be Issued To The Qualified Electors Of The District On June 14, 1960.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Anderson County School District 4 may issue bonds.—The Trustees of School District Number Four of Anderson County, South Carolina are hereby authorized to issue and sell general obligation bonds of the District not to exceed two hundred twenty-three thousand dollars, the proceeds of which shall be used for school purposes.

SECTION 2. Referendum concerning issuance of bonds.—The question of whether or not the bonds provided for in Section 1 of this act shall be issued shall be presented to the qualified electors of School District Number Four of Anderson County, South Carolina, on June 14, 1960.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1154, H2613)

No. 933

An Act To Create Broadmouth Creek Watershed Conservation District In Anderson County; To Provide For The Election Of Directors; To Define Their Powers And Duties; To Provide For A Limited Tax Levy To Defray The Cost Of Organization And Operation Of The District, And For The Construction, Operation And Maintenance Of The Improvements To Be Provided In The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Broadmouth Creek Watershed Conservation District may be formed.—To provide for soil conservation and improvement in Anderson County, authority is hereby granted to freeholders in the proposed watershed conservation district hereinafter described to form the Broadmouth Creek Watershed Conservation District in the county for the purpose of developing and executing plans and programs relating to the control and prevention of soil erosion, flood prevention or the conservation, development, utilization and disposal of water.

SECTION 2. Area.—The area embraced in the district must be contiguous and drain naturally into Broadmouth Creek and includes all of the watershed area of Broadmouth Creek in Anderson County, excepting that it shall not include lands located within the boundary of the corporate limits of the City of Belton and lands located within the corporate limits of the City of Honea Path, and further it shall not include suburban property of either of these cities, the natural and main use of which is for residence purposes and use, rather than for agricultural use.

SECTION 3. Petition for formation.—The formation of the watershed district shall be initiated by the filing of a petition with the Board of Supervisors of the Soil Conservation District of Anderson County. The petition must be signed by twenty-five or more landowners in the

proposed district. The petition shall set forth and define the boundaries of the proposed district, the number of acres involved, reasons for requesting the creation of the district and any other information pertinent to the proposal.

SECTION 4. Hearing on petition.—(a) Within thirty days after the petition has been filed with the board of supervisors of the soil conservation district, it shall cause due notice to be given of a hearing upon the question of the desirability and necessity, in the interest of the public health, safety, and welfare, of the creation of the watershed conservation district. All interested parties shall have the right to attend the hearing and to be heard. If it shall appear at the hearing that other lands should be included in the petition or that lands included in the petition should be excluded, the board of supervisors may permit such inclusion or exclusion, provided the land area involved still meets the requirements of Section 2 of this act.

(b) If it appears upon the hearing that it may be desirable to include within the proposed watershed conservation district territory outside of the area within which due notice of the hearing has been given, the hearing shall be adjourned and due notice of a further hearing shall be given throughout the entire area considered for inclusion in the proposed watershed conservation district, and such further hearing shall be held. After final hearing, if the board of supervisors of the soil conservation district determines, upon the facts presented at the hearing and upon other available information, that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination, and shall define the area but the description need not be given by metes and bounds but the description shall be deemed sufficient if generally accurate and the approximate number of acres of land included in the proposed watershed conservation district is shown.

(c) If the board of supervisors of the soil conservation district determines after such hearing that there is no need for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination and shall deny the petition.

SECTION 5. Referendum.—After the board of supervisors has determined that there is need, in the interest of the public health, safety

and welfare, for creation of the proposed watershed conservation district, it shall consider the question whether the operation of a district within the proposed boundaries with the power conferred upon such district in Section 9 of this act is administratively practicable and feasible. To assist the board of supervisors in this determination, the board shall, within a reasonable time after entry of the finding that there is need for the organization of the district and the determination of the boundaries of the district, hold a referendum within the proposed district upon the proposition of the creation of the district. Due notice of the referendum shall be by notice published at least twice with an interval of at least one week between the two publication dates, in a publication of general circulation within the appropriate area and notices shall be posted at a reasonable number of conspicuous places in the appropriate area for at least fourteen days immediately preceding the day of the referendum. These notices shall be posted at public places where it is customary to post notices concerning county or municipal affairs generally. Such notices shall state the date of holding the referendum, the hours of opening and closing the polls, and shall designate one or more places within the proposed district as polling places. The board shall have full charge of the election and shall have suitable ballots printed and furnished to each voting place, appoint necessary box managers and other election officials, and shall canvass the election and announce the results. Those eligible to vote shall be those landowners of the area embraced within the district who are twenty-one years of age and over. Before holding the referendum, the board of supervisors shall require the expense of holding such to be provided.

SECTION 6. Question.—The question to be voted on shall be submitted by ballots upon which appear the words:

“For the creation of the Broadmouth Creek Watershed Conservation District”

“Against the creation of the Broadmouth Creek Watershed Conservation District”

A square shall follow each proposition. The ballot shall also contain a direction to insert an “X” mark in the square following one or the other of the propositions, as the voter may favor or oppose creation of the district. The ballot shall set forth the boundaries of the proposed district as determined by the board of supervisors.

SECTION 7. Results—district to be created if results and determinations favorable.—The votes shall be counted by the referendum officials at the close of the polls and a report of the results along with the ballots shall be delivered and certified to the board of supervisors. Thereafter the board shall determine whether the operation of the watershed conservation district within the defined boundaries is administratively practicable and feasible. If the board determines that the operation of such district is not administratively practicable and feasible, it shall record such determination and deny the petition. If the board determines that the operation of such district is administratively practicable and feasible, it shall record such determination and shall proceed with the organization of the district in the manner hereinafter set forth; *provided*, however, that the board shall not have authority to determine that the operation of such district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum upon the proposition of the creation of such district shall have been cast in favor of the creation of such district. If the board shall determine that the operation of such district is administratively practicable and feasible, it shall certify such determination to the Clerk of Court of Anderson County and to the Secretary of State. Upon this certification, the watershed conservation district shall constitute a governmental subdivision of this State and a public body corporate and politic. After being recorded, such certification shall be filed with the State Soil Conservation Committee.

SECTION 8. Board of directors to govern district—nominating petitions—election—ballots—terms—officers—bond of treasurer.

—(a) The governing body of the watershed conservation district shall consist of five directors, elected as provided herein.

(b) Within thirty days after the watershed conservation district has been created, nominating petitions may be filed with the board of supervisors of the soil conservation district to nominate candidates for directors of the watershed conservation district. No nominating petition shall be accepted by the board of supervisors unless it is signed by fifteen or more landowners within the watershed conservation district. If the candidates nominated do not exceed the number of directors to be chosen, the board of supervisors shall declare them to be elected. No person shall be eligible to be a director who is not a landowner in the proposed district.

(c) If the candidates nominated for directors of the watershed conservation district exceed the number of directors to be chosen, the board of supervisors of the soil conservation district shall, after having given due notice thereof, cause an election to be held within the watershed conservation district within a reasonable time after the expiration of the thirty day period for the election of five directors of the watershed conservation district. The provisions of this act as to notice, qualifications of voters, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any five names to indicate the voter's preference. All landowners within the watershed conservation district shall be eligible to vote in the election. Only landowners shall be eligible to vote. The five candidates who shall receive the largest number respectively of the votes cast in such election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the supervision of the board of supervisors of the soil conservation district, be the governing body of the watershed conservation district.

(d) Of the directors first elected, the two receiving the largest number of votes shall serve for terms of four years, the two receiving the next largest number of votes shall serve for terms of three years, and the one receiving the next largest number of votes shall serve for a term of two years. The term of office of each of their successors shall be four years.

(e) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. Such bond shall be executed by a surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on such bond shall be paid by the watershed conservation district.

SECTION 9. District to be corporate body—powers and duties.
—The watershed conservation district shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and such district and the directors thereof

shall, subject to the approval of the board of supervisors, have the following powers, in addition to others granted in other sections of this act:

(a) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(b) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvements as may be necessary or convenient for the performance of any of the operations authorized by this act;

(c) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of the district.

(d) Where deemed necessary by the directors in any year to levy a tax on the real property within the district subject to the limitations as provided in Section 12 of this act for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district. Such levy shall be made only after approval by the board of supervisors of the soil conservation district, by notifying the county auditor.

SECTION 10. Compensation.—The directors of the watershed conservation district shall receive no compensation for their services, but they may be reimbursed for expenses, including traveling expenses, necessarily incurred in the performance of their duties, as approved by the board of supervisors of the soil conservation district.

SECTION 11. Budget—tax levy.—Within the first quarter of each calendar year, the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for administration of the watershed conservation district and for construction, operation and maintenance of works of improvement. After approval of such budget by the board of supervisors of the soil conservation district, the county auditor shall levy a tax sufficient to meet such budget on all real property within the watershed conservation district of not to

exceed five mills on each dollar of assessed valuation. A copy of the budget shall be certified by the Auditor of Anderson County.

SECTION 12. List of landowners and acres subject to assessment.—(a) The directors of the watershed conservation district, with the assistance of the county auditor, shall prepare a list of the landowners in the district showing the number of acres subject to assessment.

(b) When the property tax rolls are delivered to the county treasurer by the auditor, as required by law, the treasurer shall compute the tax due the watershed conservation district from each landowner in accordance with the rate fixed by the directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills and the tax shall constitute a lien on the property taxes similar to the county tax lien.

SECTION 13. Collection of taxes.—(a) The county treasurer shall collect the taxes due the watershed conservation district at the same time and in the same manner as he collects other taxes of the county.

(b) Such taxes shall be subject to the same due and delinquency dates, discounts, penalties and interest as are applied to the collection of county taxes and payment shall be enforced in the same manner.

SECTION 14. Expenditures.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of the funds shall be made by the directors of the watershed conservation district with the approval of the board of supervisors of the soil conservation district.

SECTION 15. Petition to have lands detached.—The owner or owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district may petition the board of supervisors of the soil conservation district to have such lands detached. The petition shall describe the lands and state the reasons why they should be detached. A hearing shall be held by the board of supervisors within thirty days after the petition is filed. The petitioner shall be presumptively entitled to the relief sought in the petition and such relief shall be denied only in instances where the present or future benefit to the land concerned is clearly established by the evidence. Due notice of such hearing shall be given by the board

of supervisors. If it is determined by the board of supervisors that the lands should be detached, its determination shall be certified to the Auditor of Anderson County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee.

SECTION 16. Petition for discontinuance of district—hearing—referendum—discontinuance if election and determination favorable.—

(a) At any time after five years after the organization of the watershed conservation district, twenty-five or more landowners within the district may file a petition with the board of supervisors of the soil conservation district asking that the existence of the watershed conservation district be discontinued. The petition shall state the reasons for discontinuance, and that all obligations of the watershed conservation district have been met. The board of supervisors may conduct such hearings upon the petition as may be necessary to assist it in the consideration thereof.

(b) Within sixty days after the petition has been filed with the board of supervisors, it shall give due notice of the holding of a referendum. The board of supervisors shall hold such referendum substantially as provided for in Section 5 of this act. The question shall be submitted by ballots upon which the words "For terminating the existence of the Broadmouth Creek Watershed Conservation District" and "Against terminating the existence of the Broadmouth Creek Watershed Conservation District" shall be printed with a square before each proposition and a direction to insert an "X" mark in the square before one or the other of the propositions as the voter may favor or oppose the discontinuance of the watershed conservation district. All landowners within the watershed conservation district shall be eligible to vote in the referendum. Only landowners shall be eligible to vote. No informality in the conduct of the referendum or in any matters relating thereto shall invalidate the referendum or the results thereof if notice thereof shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

(c) The board of supervisors shall publish the results of the referendum and shall thereafter determine whether the continued operation of the watershed conservation district is administratively practicable and feasible. If the board of supervisors determines that the continued operation of the watershed conservation district is administratively practicable and feasible, it shall record such determination and

deny the petition. If the board of supervisors determines that the continued operation of the watershed conservation district is not administratively practicable and feasible, it shall record such determination and shall certify its determination to the directors of the watershed conservation district; *provided*, the board of supervisors shall not be authorized to determine that the continued operation of the watershed conservation district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum shall have been cast in favor of the continuance of the watershed conservation district.

(d) Upon receipt from the board of supervisors of a certification that it has determined that the continued operation of the watershed conservation district is not administratively practicable and feasible, the directors shall forthwith proceed to terminate the affairs of the watershed conservation district. A copy of the determination shall be certified to the Auditor of Anderson County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee and the Secretary of State.

SECTION 17. Supervisory authority of district discontinued.—

If the soil conservation district of Anderson County is discontinued, all supervisory authority over the affairs of the watershed conservation district which was previously exercised by the board of supervisors of such soil conservation district shall thereafter be exercised by the governing body of Anderson County.

SECTION 18. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 19. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Validate Certain Transfers Of Funds Of The County Which Were Approved By The Senator And The Members Of The House Of Representatives From Anderson County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Transfers of Anderson County funds validated.—The following transfers of funds of Anderson County, which were approved by the Senator and the members of the House of Representatives from Anderson County, are hereby validated and declared legal in all respects:

Transfer of seventy thousand dollars from the Road Bond Retirement Fund to the Road and Bridges Account;

Transfer of fifty thousand dollars from the Road Bond Retirement Fund to a fund for the purchase of equipment; and

Transfer of one hundred thousand dollars from the Road Bond Retirement Account to the Road Improvement Account.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1162, H2115)

No. 935

An Act To Make Appropriation For The Operating Expenses Of Anderson County For The Fiscal Year 1960-1961; And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of sufficient mills to pay the appropriations for Anderson County hereafter made for the fiscal year beginning July 1, 1960, and ending June 30, 1961, after crediting against the appropriation all other revenue anticipated to accrue to the county during the fiscal year, is hereby levied upon all the taxable property of Anderson County. The amount of millage shall be determined by the county auditor and approved by the majority of the Anderson County Legislative Delegation, including the Senator.

SECTION 2. There is hereby appropriated for Anderson County for the fiscal year beginning July 1, 1960, and ending June 30, 1961, the following sums of money to be expended for the purposes herein set forth subject to the provisions contained in this act in amounts as follows:

ITEM A. Road, Bridges and Convicts\$310,000.00

\$310,000.00

ITEM B. Public Buildings:

(1) Salary of Courthouse Janitor\$ 2,666.75

(2) Utilities, Maintenance Supplies, and Property
Insurance 25,225.00

\$ 27,891.75

ITEM C. County Jail:

(1) Jailor\$ 2,666.75

(2) Assistant Jailors (5) 12,563.54

(3) Jail Expense 15,000.00

(4) Maintenance Man 4,452.00

(5) Matron 2,756.00

(6) Cook 3,031.60

\$ 40,469.89

ITEM D. Probate Judge:

(1) Probate Judge\$ 5,300.00

(2) Clerk 3,128.48

(3) Assistant Clerk 2,435.88

\$ 10,864.36

ITEM E. Public Offices:

(1) Books, Stationery, Insurance, etc.\$ 20,000.00

(2) Workmen's Compensation Insurance 3,725.00

(3) Retirement for County Employees 12,750.00

(4) Social Security 13,500.00

\$ 49,975.00

ITEM F. Education:

(1) Superintendent of Education\$ 1,325.00

\$ 1,325.00

ITEM G. Bond Retirement, Interest and Charges:

(1) Retirement Road Bonds\$ 76,000.00

(2) Interest 5,424.00

(3) Exchange Coupons 90.00

(4) Exchange Charges 200.00

\$ 81,714.00

ITEM H. County Health Department \$ 75,000.00

\$ 75,000.00

ITEM I. Clerk of Court :

(1) Clerk of Court \$ 5,300.00

(2) Clerks: 2 @ \$3,122.12—1 @ \$2,589.79—
4 @ \$2,435.88 18,577.56

\$ 23,877.56

ITEM J. Office of Sheriff :

(1) Sheriff \$ 5,300.00

(2) Ten Deputies 33,453.60

(3) Clothing Allowance, Deputies 7,800.00

(4) Travel Expense 12,000.00

(5) Deputy to serve criminal papers Salary 3,345.36

(6) Two Deputies to serve civil papers Salary .. 6,690.72

(7) Clerical Help 2,435.88

(8) Miscellaneous 1,000.00

(9) Radio Engineer's Salary 1,908.00

(10) Radio Supplies 4,000.00

\$ 77,933.56

ITEM K. Treasurer's Office :

(1) Treasurer \$ 2,120.00

(2) Assistant Bookkeeper 3,015.91

(3) Bookkeeper 3,943.20

(4) Two Clerks @ \$2,544.00 5,088.00

\$ 14,167.11

ITEM L. Auditor's Office :

(1) Auditor \$ 2,120.00

(2) Travel 100.00

(3) Clerks: 1 @ \$3,943.20—1 @ \$2,862.00—
3 @ \$2,544.00 14,437.20

(4) County Board of Equalization 6,000.00

\$ 22,657.20

ITEM M. Tax Collector's Office :

(1) Tax Collector \$ 3,732.37

(2) Deputy 2,743.70

(3) Field Deputy 3,078.24

(4) Travel for Field Deputy	900.00
(5) Clerk	2,435.88

\$ 12,890.19

ITEM N. Supervisor's Office:

(1) Supervisor	\$ 5,300.00
(2) Stenographer	2,743.70
(3) County Commissioners (5 @ \$826.80)	4,134.00
(4) Travel for Commissioners (\$35.00 per month)	2,100.00
(5) Clerk	3,943.20
(6) County Engineer	3,943.20

\$ 22,164.10

ITEM O. Judicial:

(1) County Attorney	\$ 530.00
(2) Coroner—Salary	1,855.00
Travel	480.00

(Total Coroner \$2,335.00)

(3) Magistrates:

Earle M. Rice, or successor, Anderson	
Salary and expense	6,000.00
Bruce Davis, or successor, Anderson	2,925.60
James C. Callahan, or successor, Anderson ..	2,925.60
W. P. Kay, or successor, Belton	1,187.20
Max Hunt, or successor, Townville	667.80
J. W. Holliday, or successor, Pendleton	1,187.20
Johnny Devore, or successor, Honea Path ..	667.80
John Patterson, or successor, Williamston ..	667.80
Henry O. Thompson, or successor, Pelzer ..	667.80
Harry Reid, or successor, Piedmont	784.40
D. L. Young, or successor, Iva	540.60

(Total Magistrates \$18,221.80)

(4) Constables	14,000.00
(5) Court Expenses	25,000.00
(6) Solicitor's Office—10th Judicial Circuit:	
a. Solicitor—expense allowance	300.00
c. Secretary—salary	2,575.80

(Total Solicitor \$2,875.80)

(7) Juvenile Relations:

a. Youth Counselor, salary	3,816.00
b. Travel Allowance	1,500.00
c. Asst. Youth Counselor	3,180.00
d. Travel Allowance	1,200.00
e. Clerk	2,435.88

(Total Juvenile Relations \$12,131.88)

(8) Parole Office Secretary—supplemental	222.60
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\$ 75,317.08

ITEM P. Agriculture:

(1) County Agent's Office

a. County Agent's Salary	\$ 636.00
b. Assistant County Agent	254.40
c. County Agent, Secretary and Salary	1,000.43
d. Assistant Home Agent	2,924.33
e. Home Agent, Secretary and Salary	900.39
f. Negro Farm Agent	1,060.00
g. Negro Home Agent	1,336.24
h. Negro Home and Farm Agent Secretary ..	2,369.10
i. County Agent, Telephone and Supplies	550.00
j. Home Agent, Telephone and Supplies	350.00
k. 4-H Club Boys' Camp	150.00
l. 4-H Club Girls' Camp	150.00
m. F.F.A. Camp	100.00
n. J.H.A. Camp	100.00
o. Negro Farm and Home Agent, Telephone and Supplies	300.00
p. Negro 4-H Club Boys' Camp	125.00
q. Negro 4-H Club Girls' Camp	75.00
r. Breeders' Association	2,000.00
s. Free Breeding, 4-H and FFA Clubs	1,000.00
t. F.A. Foundation	300.00

\$ 15,680.89

ITEM Q. Health and Welfare:

(1) County Physician	\$ 3,180.00
(2) Birth and Death Registration (Mrs. King, et al)	1,560.00

(3) Welfare Department :	
a. Supplemental Salaries	5,851.20
b. Emergency Relief Fund	1,000.00
c. Child Welfare Worker—travel	720.00
d. Foster Children Fund	325.00
e. Welfare Board per diem	720.00
f. Telephone and Telegraph	1,000.00

(Total Welfare \$9,616.20)

(4) Charity—Anderson County Charity Fund ...	36,000.00
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(Total Charity \$36,000.00)

(5) Anderson County Tuberculosis	1,200.00
(6) Salvation Army	1,200.00
(7) County Home	30,000.00
(8) Transportation to State Hospital	1,350.00
(9) Post Mortems and Lunacy	1,500.00

\$ 85,606.20

ITEM R. Miscellaneous :

(1) Legislative Secretary	\$ 318.00
(2) Anderson Soil Conservation District	1,200.00
(3) Service Officer—Supplemental	975.20
(4) Annual Audit of County Books	1,200.00
(5) Broadway Lake Commission	10,000.00
(6) National Guard Units :	
a. Battery D 6th ADA Bn. (Sp.) 118th CAR, or successor	750.00
b. Hq. and Hq. Battery 6th ADA Bn (SP) 118th CAR, or successor	750.00
c. 116th Signal Company Sub-Div. (Williams- ton) or successor	750.00
d. 116th Signal Company (Belton) or suc- cessor	750.00

(Total National Guard \$3,000.00)

(7) Road Improvement	100,000.00
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\$116,693.20

ITEM S. Approved Accounts:

Negro Farm Agents Telephone	\$ 180.00
Roads and Bridges Accounts	80,000.00
Jail Account—Supplement	8,500.00
Public Offices—Supplement	15,000.00
State Hospital Transportation	1,000.00
Public Buildings (Supplement)	9,869.00
County Home (Supplement)	10,000.00
Hartwell Dam Road Litigation	5,000.00
Water Survey	2,600.00
Brown Road Survey	4,450.00
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	\$136,599.00

ITEM T. Contingent Fund\$100,000.00

\$100,000.00

GRAND TOTAL\$1,300,826.09

ITEM U. Revenue other than property taxes

(estimated):

(1) Fines, and Costs (Magistrates)	\$ 68,886.78
(2) Fines, Licenses and Fees, Clerk of Court	51,722.00
(3) Fees, Auditor	770.25
(4) Fees, Probate Judge	5,804.00
(5) Fees and Taxes, Tax Collector	34,359.00
(6) Fees, Sheriff	4,270.21
(7) Fees, Supervisor	6,528.31
(8) Gasoline Tax	265,000.00
(9) Income from State	100,000.00
(10) Insurance Commission	60,000.00
(11) Beer, Wine and Liquor Tax	95,000.00
(12) Bank Tax	12,000.00
(13) Miscellaneous	22,613.66
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	\$726,954.21

Estimated amount to be raised by Property

tax\$573,871.88

SECTION 3. The accounts as set forth in Section 2 shall be subject to the following provisos:

ITEM A-(1) From this account the county board of commissioners is authorized to pay to the supervisor the estimated actual expenses of the supervisor's travel in the performance of his necessary duties in the supervision of roads and convicts, not to exceed twelve hundred dollars in accordance with the terms of Section 4 of this act.

No employee paid from this account shall receive more than two hundred eighty-five dollars and seventy-eight cents per month except that the captain of the white stockade shall not receive more than three hundred forty-four dollars and fifty cents per month.

All truck insurance shall be paid from this account.

The amounts provided for under this subsection and the other subsections of Item A may be transferred from one subsection to the other if written notice of such transfer be presented to the legislative delegation.

ITEM B-(2) Unless specifically provided elsewhere in this act, the county shall pay for telephone service only on telephones installed in the public offices in the courthouse, in the county jail, in the homes of thirteen deputy sheriffs, in the homes of six jailors and the sheriff, in the home of the S. C. Highway Patrolman stationed and residing in Anderson County, with their telephones listed in their names, in the vault of the clerk of court's office, in the County Home, one at each convict camp, one in the home of the coroner, one in the office used by the State Tax Commission, one in the office of the Registration Board, one each for two probation officers, one for the Youth Council, one for the Assistant Youth Council, one for County Repair Shop, one for Sergeant of White Convict Camp and one for Sergeant of Negro Convict Camp, and it shall not pay for extension telephones at such places, and shall not pay for any long distance calls other than those personally authorized by the Supervisor, or the Sheriff.

ITEM C-(3) From this account the Sheriff of Anderson County shall pay only the actual operating expense of the county jail and the dieting of prisoners, and no part of this fund shall be used to supplement any salaries and such expense shall be paid by the Anderson County Treasurer upon claims approved by the Supervisor of Anderson County. *Provided*, that any charges made in compromising a case or any meals served to a federal prisoner shall be at the maximum rate prescribed by law; *provided*, further, that the sheriff is authorized to spend an amount not to exceed five dollars and mileage in any one case for the dusting and photographing of fingerprints.

ITEM E-(1) From this account the supervisor or other proper county officer is hereby authorized to pay the premium on the official bonds required of the ten deputy sheriffs of Anderson County, and of the three deputies to serve magistrates in the City of Anderson, the jailor, and the clerks in the office of the county treasurer and tax collector. The supervisor or other proper county officer is also authorized to pay the premiums on burglary or theft insurance upon funds in the custody of the Treasurer of Anderson County.

The county quarterly report as provided by law, shall be printed in a newspaper of Anderson County and the expense therefrom shall be paid from this account. A complete report shall be filed with the clerk of court which shall be available to the general public.

ITEM H. Any unused funds in the 1959-1960 budget for the county health department shall be retained by the department and added to the budget made herein for the 1960-1961 fiscal year to be used by the Anderson County Health Officer and County Board of Health.

ITEM J-(6) The officers holding these positions shall charge the same fees as now provided by law and shall make monthly reports thereof to the Treasurer of Anderson County through the office of the Sheriff and deposit such collected fees with the treasurer, who shall place the money in the General Fund of Anderson County.

ITEM L-(4) From this account the county supervisor is hereby directed to pay the members of the Township Boards of Assessors immediately upon completion of their work being certified to by the county auditor.

ITEM O-(3) The fees to be collected by any officer of Anderson County for the County General Fund shall be as follows: Distress for Rent, \$2.00; Rule to show cause in Ejectment, \$1.00; Warrant of Ejectment, \$1.00; Summons for Debt, including transportation and judgment, \$1.00; Attachment, \$3.00; Claim and Delivery, \$2.00; all Warrants settled by Magistrates, \$2.00; plus seven cents per mile round trip and jail fee of \$1.00 per day while in jail. The Magistrate's fees shall remain the same.

ITEM O-(4) From this account, the supervisor and board of county commissioners are hereby authorized to pay the Anderson County Deputy Sheriffs located at mills the sum of \$84.80 per month. The same number of deputy sheriffs shall serve the respective industrial communities as are now employed irrespective of the number allowed by permanent law unless the aforesaid officials be authorized

to employ additional deputies by a majority of the legislative delegation, including the Senator.

ITEM O-(5) From the sum appropriated under Item O-(5), designated as "Court Expenses", there shall be paid unto the Grand Jurors, Petit Jurors, and Bailiffs in Circuit Court the sum of seven dollars per day. Grand Jurors and Petit Jurors shall in addition to the aforesaid sum receive ten cents per mile for one round trip from their home to the Anderson County Courthouse for the term for which they are drawn to serve and all witnesses appearing in any criminal case under subpoena for attendance thereat shall receive the sum of one dollar per day and mileage as is hereinabove fixed for the Jurors. In the Special Magistrate's Court pay for jurors and witnesses shall be at the rate of three dollars per day and pay for a stenographer in an amount not to exceed the sum of two hundred twenty-eight dollars and sixty-four cents per month. Pay for the jurors in ordinary magistrate court of Anderson County shall be two dollars per day.

The Coroner of Anderson County is hereby authorized to employ the stenographer serving the Special Magistrate in Anderson County, or any other suitable person, to take testimony at coroner's inquests in Anderson County and pay for such service not more than five dollars per inquest. The payment shall be made by the Supervisor and Board of County Commissioners of Anderson County of the funds herein appropriated and the payments shall be made upon vouchers approved by the Coroner of Anderson County.

For the services as jurors in the coroner's inquests each person so drawn and who serves shall receive compensation in the sum of two dollars for each inquest, to be paid out of this account.

ITEM P-(1)-s. From this account there shall be credited to Item P-(1)-r the sum of seven dollars for one free breeding per year provided for any one member of the Anderson County 4-H Club or the Anderson County Future Farmers of America.

ITEM Q-(2) This account shall be used to pay the various Registrars in Anderson County the sum of twenty-five cents each for each birth and/or death reported and also Registrar shall receive the sum of \$26.50 to be paid in semiannual installments of \$13.25.

ITEM Q-(3)-b. This account shall be paid to the County Welfare Department and the treasurer is hereby directed to pay over to the County Public Welfare Department the entire sum of one thousand dollars. At the end of each quarter, the Department of Public

Welfare shall file a statement of the expenditures of this fund with the county supervisor in duplicate.

ITEM Q-(4)-b. The funds appropriated under Section Q-4 shall be expended upon the approval of a majority of the Anderson County Board of Welfare, which Board is hereby designated the Anderson County Hospital Charity Certification Office and this board shall on July 1, 1960, receive all records pertaining to Charity Certification. All proceeds received from accounts previously paid out of charity funds shall be deposited with the Treasurer of Anderson County and such funds shall be added to the amounts appropriated under this section and expended in like manner as the original appropriations.

ITEM Q-(9) From this account the supervisor and board of county commissioners are hereby authorized and directed to pay the costs of post mortems and lunacy examinations at the rate of pay provided by contract and approved by the supervisor. Payment herein provided for shall be made upon certification by the coroner as to post mortems and by the probate judge as to lunacy examinations.

ITEM R-(4) This account shall be expended under the authorization of a majority of the county legislative delegation including the Senator.

ITEM R-(5) From the sum appropriated, the members of the commission shall receive twenty dollars per diem for attending meetings of the commission not exceeding more than one meeting per month.

Provided, further, that the county supervisor is authorized and directed to clean the beaches of all debris once a year at low water.

ITEM S The appropriations made under this item are for payment of items heretofore approved by the legislative delegation and the sums are to be credited back to the funds from which these items were paid.

ITEM T This fund shall be used solely for payments of such sums and such purposes as may be directed by a majority of the Anderson County Legislative Delegation, including the Senator. This may be used during the fiscal year 1960-1961.

SECTION 4. All sums paid for travel shall be upon sworn vouchers at the rate of seven cents per mile, and such sums shall not exceed the amounts appropriated in each case for travel. Claims

for mileage shall be for actual miles traveled in the performance of duty.

SECTION 5. Upon the estreating of any bond and upon the amount adjudged against the bondmen being paid to the Clerk of Anderson County, before judgment is entered up in judgment roll, then in such event, the clerk is authorized to enter collection of the amount in his fine book and it shall not be necessary for the clerk to enter up judgment in customary judgment roll. He, however, shall file the papers connected with the estreating of the bond along with the warrant, etc., in the case in which such bond was given.

SECTION 6. All salaries as set out in this act are intended as the annual salary of the person designated and are to be paid upon a bi-monthly basis of twenty-four installments to be paid on the fifteenth and thirtieth of each month, for such time as such person shall be in actual service in their respective positions. All other items herein are to be expended upon approximately a monthly basis unless such expenditure is inconsistent with the purpose of the appropriation, but in no event shall a deficit be allowed in any appropriation made herein.

SECTION 7. The supervisor and county board of commissioners are hereby authorized and directed to equitably distribute road and highway improvements throughout Anderson County, including the incorporated municipalities therein, so that every section of the county shall receive work and improvement on roads, highways, and/or streets in the different localities of the entire county.

SECTION 8. It is hereby provided that no new highway or road or street shall be opened in Anderson County at the county's expense unless the opening of such highway, road or street is approved in writing by a majority of the county board of commissioners, including the supervisor, and they are hereby prohibited from opening any new street for private development.

SECTION 9. All monies appropriated and designated herein shall be for the purposes designated and any transfer of funds shall be approved by the Anderson County Delegation.

SECTION 10. Any funds now in the hands of the Treasurer of Anderson County, not heretofore or hereby designated to be used for some specified purpose, shall be held by the Treasurer of Anderson County in a fund to be known as the Anderson County Fund.

Also, any funds coming into the hands of the county treasurer from any source provided by this act, not herein appropriated for some particular purpose, shall, at the close of the fiscal year covered by this act, be added to the Anderson County Fund as provided for in this section. The Anderson County Fund shall not be used for any purpose except upon the written authorization of the Senator of Anderson County and at least one-half of the members of the House of Representatives of Anderson County.

SECTION 11. All purchases by any county department shall have a purchase order signed by the department head.

SECTION 12. Out of the fines collected by the clerk of court of general sessions and paid over to the county treasurer, the county treasurer is hereby authorized to remit to the South Carolina Police Insurance and Annuity Fund such sums of money as may be due the fund under the South Carolina Law.

SECTION 13. The total salary of no employee of Anderson County, whether paid jointly by the county and the State, or wholly by the county, shall exceed more than six per cent over the 1959-1960 salary except those salaries provided for in this act.

SECTION 14. An additional tax of one and one-half mills on the taxable property of Anderson County, except old District No. 23, Piedmont, is hereby levied for public school purposes. Of this amount, an amount not greater than the revenue realized from the levy of one-half mill shall be used to pay the cost of free readers as now provided by law; *provided*, that all funds raised by the one and one-half mill levy above referred to, not above allocated or the expenditure thereof hereafter provided, shall be used in the payment of such public school costs in Anderson County as the county board of education may deem necessary; *provided*, that the amount of eight thousand dollars be allocated to the five districts on a per pupil basis for free lunches to children certified by their teachers as being unable to pay for them; *provided*, further, that from the amount received by the county board of education from the collection of the one and one-half mill tax not above allocated and from the collection of delinquent taxes and the sale of marriage licenses, the county board of education is hereby authorized and directed to pay the salary of the assistant superintendent of education in an amount within the discretion of the board. The estimated actual expense travel within the county by the superintendent of education

not to exceed six hundred dollars per annum; *provided*, further, the county board of education is authorized to employ a supervisor of school bus transportation whose duties shall be under the direction of the county board of education and the county superintendent of education. The supervisor of school bus transportation shall be paid a salary in an amount within the discretion of the county board and the supervisor of school bus transportation shall be paid actual necessary travel in an amount not to exceed seventy-five dollars per month. He shall also be paid additional necessary travel in securing new bus equipment from the State; an amount not to exceed twenty-five hundred dollars for furnishing free textbooks to the poor pupils of the public schools of Anderson County, and the remainder received by the county board of education from the delinquent taxes shall be used for general school purposes, *provided*, further, that out of the money raised by the one and one-half mill levy provided herein, the county board of education is authorized to use a sum not to exceed nine thousand dollars for public school music in the schools of Anderson County under such a program as the county board of education, including the county superintendent of education, may deem proper and may employ the personnel to carry out such program within the sum allocated for this purpose; *provided*, further, that no funds coming into the hands of the county board of education from any source, shall be used by the county superintendent of education and/or the county board of education to be distributed among the various districts of Anderson County as building aid; *provided*, further, the county board of education is authorized and empowered to expend a sum not exceeding five thousand dollars for adult education, the same to be paid out of general school funds; *provided*, further, that the secretary to Lunch Supervisor and Visiting Teacher shall receive two thousand five hundred seventy-five dollars and eighty cents yearly. *Provided*, further, that the secretary to the county superintendent of education shall receive two thousand eight hundred twenty dollars and sixty-six cents yearly. The county board of education is authorized to employ one assistant visiting teacher to assist in attendance problems at a salary of two hundred seventy-five dollars and sixty cents per month with necessary travel not to exceed forty dollars per month.

The appropriations made in this section are made for the benefit of the public schools in Anderson County and are made in lieu of any and all funds accruing to schools from the fines collected from the violation of any criminal laws of this State. The acceptance by the

county board of education of any portion of the funds appropriated in this section shall be construed as a relinquishment of any right of the board and any of the schools in the county to receive any portion of any fines imposed for violation of any of the criminal laws; *provided*, further, that all materials and supplies used by the county board of education and in the office of the county superintendent of education in Anderson County shall be bought and paid for through the office of the county supervisor and board of county commissioners, as materials and supplies for other county offices are bought and paid for, as set forth in Item A.

It is hereby made a part of the duties of the Superintendent of Education of Anderson County to prepare and submit to the board of trustees of each school district in Anderson County a detailed statement at the end of the fiscal year, showing all claims approved for the preceding year made from funds of the respective school districts and to whom paid and for what purpose, along with a list of all revenues and from what source derived that have been credited to the respective districts. The report shall also set forth the amounts of any funds left on hand by each of the districts, together with any outstanding indebtedness and the status of same.

SECTION 15. If any word, clause, sentence or section of this act be declared unconstitutional, such shall not affect any other word, clause, sentence or section hereof.

SECTION 16. All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Authorize The Board of Trustees Of School District No. 2 Of Bamberg County To Issue Not Exceeding Fifty-Five Thousand Dollars Of General Obligation Bonds Of Said School District, To Prescribe The Conditions Under Which The Bonds May Be Issued, And The Purposes For Which Their Proceeds

May Be Expended, And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that School District No. 2 of Bamberg County has an indebtedness for money borrowed for school improvement and construction purposes which, as of January 1, 1960, amounted to approximately fifty-one thousand nine hundred dollars, and that unless the same be funded by bonds maturing over a reasonable period of time an unduly burdensome tax rate will result for the immediate future. Such indebtedness resulted from unexpected increases in the cost of constructing, improving and equipping school buildings. The General Assembly has, therefore, determined to authorize the Trustees of said School District to issue not exceeding fifty-five thousand dollars of general obligation bonds of said School District, whose proceeds shall be used to retire and pay the indebtedness above referred to, and to authorize the use of such balance as shall remain, if any, for the improvement of existing school facilities in said School District.

SECTION 2. Bamberg County School District 2 may issue bonds —proceeds.—In order to obtain funds for the purposes set forth in Section 1, the Board of Trustees of said School District may issue not exceeding fifty-five thousand dollars of general obligation bonds of School District No. 2 of Bamberg County, the State of South Carolina. The proceeds derived from the sale of such bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of interest to become due on such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, to fund the indebtedness referred to in Section 1, and if any balance remain, to pay the cost of improvements to school facilities in said School District.

SECTION 3. Issue — maturity — redemption — interest — dates.—The bonds shall be issued as a single issue. All bonds shall mature serially in successive annual instalments of such amounts

as may be determined by the Board of Trustees, except that the maturity date of the last instalment shall fall due not later than twenty years from the date the bonds bear, and the first maturity date may be postponed not more than ten years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the Board of Trustees, contain a provision permitting its redemption prior to maturity on such schedule of premiums as the Board shall prescribe. The bonds shall be of such denomination, shall bear such rate of interest as the Board of Trustees may determine, payable on such occasions as the Board shall determine, but the average rate of interest for the issue of bonds sold pursuant to the authorizations of this act shall not exceed five per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Bamberg County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the Board of Trustees may prescribe. They shall bear such date or dates and be payable at such place or places as the Board of Trustees may likewise prescribe.

SECTION 4. Execution.—The bonds and the interest coupons thereto attached shall be executed in such manner as the Board of Trustees shall prescribe.

SECTION 5. Sale.—The bonds shall be sold by the Board of Trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 6. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 7. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of School District No. 2 of Bamberg County, the State of South Carolina, shall be irrevocably pledged, and there shall be levied annually by the Auditor of Bamberg County and collected by the Treasurer of Bamberg County,

in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 8. Action may be taken at any board meeting.—Any action required of the Board of Trustees may be taken at any meeting of the Board of Trustees, regular or special, and at such meeting a majority of the members of the Board of Trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the Board of Trustees by the provisions of this act.

SECTION 9. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R880, S631)

No. 937

An Act To Designate The Center Of The Town Of Bamberg In Bamberg County, And To Prescribe The Shape, Courses And Distances To Be Encompassed Within The Town Of Bamberg Including The Additional Area Annexed March 21, 1960.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Location of center of Town of Bamberg.—The center of the Town of Bamberg in the County of Bamberg shall be located as follows: with transit centered over U. S. Geodetic Bench Mark No. D-25 (reset 1951) near the courthouse and line of sight on the northwest edge of the town water tank, turn an angle to the left $22^{\circ}23'$ and measure to a point 481.29 feet.

With transit centered over this established point and line of sight on center of the Bench Mark No. D-25 near the courthouse, turn an angle to the right $105^{\circ}35'$, so that the line of sight lines up with the center of the front door of the United States Post Office in the Town of Bamberg.

SECTION 2. Corporate limits of Town of Bamberg described.

—From the established center of the Town of Bamberg, the corporate limits of the town shall extend three-fourths of a mile to the cardinal points, embracing a square whose sides shall be one and one-half miles long, running true north, east, south and west, and the following described additional area, duly annexed to the Town of Bamberg on March 21, 1960:

Beginning at a point where Church Street intersects the former western boundary of the Town of Bamberg as above described and extending westerly along Church Street and Extension of Church Street for a distance of 1590.56 feet; thence in a northerly direction a distance of 1666.181 feet along the eastern boundary line of lands of Mrs. Katherine Brabham; thence in an easterly direction along the southern boundary line of lands of Mrs. Katherine Brabham and others for a distance of 849.7 feet to former city limits of the Town of Bamberg; thence in a southerly direction along said former city limits for a distance of 1714.457 feet to point of beginning; being that area more fully shown, as appears by reference to a plat prepared by H. E. Dowling, dated April 12-14, 1960, and certified correct by D. J. Delk, R.L.S.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1078, S717)

No. 938

An Act To Authorize The Board Of Trustees Of Bamberg School District No. 1 Of Bamberg County To Issue Not Exceeding One Hundred Sixty-One Thousand Dollars Of General Obligation Bonds Of The School District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provisions For The Payment Of Such Bonds.

Whereas, the General Assembly finds that a new high school building in Bamberg is needed to provide proper public school facilities

for Bamberg School District No. 1 of Bamberg County (as the same is or will be constituted following the division of the school district formerly called Bamberg School District No. 1 into two school districts now called Bamberg School District No. 1 and Ehrhardt School District No. 3), and that a suitable high school building can be constructed and equipped in or near the Town of Bamberg, in the district, with the proceeds of the bonds authorized by this act and by other funds available therefor. It has therefore determined to authorize the board of trustees of the school district, under the conditions herein described, to acquire such facilities. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bamberg School District 1 may construct new high school.—The Board of Trustees of Bamberg School District No. 1 of Bamberg County is empowered to construct and equip a new high school building in or near the Town of Bamberg, in Bamberg School District No. 1 for the use of the school district.

SECTION 2. Issue bonds—proceeds.—In order to obtain funds for the purposes above set forth, the board of trustees may issue not exceeding one hundred sixty-one thousand dollars of general obligation bonds of Bamberg School District No. 1 of Bamberg County, the State of South Carolina. The proceeds derived from the sale of such bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal to become due on such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to acquire the further school facilities for the district as authorized by Section 1 of this act.

(d) If any balance remain, the same shall be held by the Treasurer of Bamberg County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 3. Maturity — redemption — denominations — interest—dates.—The bonds shall be issued as a single issue. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the board, except that the maturity date of the last installment shall fall due not later than twenty years from the date the bonds bear, and the first maturity date may be post-

poned not more than two years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the Board of Trustees, contain a provision permitting its redemption at such premiums as the board shall prescribe. The bonds shall be of such denomination, shall bear such rates of interest as the board of trustees may determine, payable on such occasions as the board shall determine, but the average rate of interest for the issue of bonds sold pursuant to the authorizations of this act shall not exceed four and one-half per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Bamberg County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the board of trustees may prescribe. They shall bear such date or dates and be payable at such place or places as the board of trustees may likewise prescribe.

SECTION 4. Execution.—The bonds and the interest coupons thereto attached shall be executed in such manner as the board of trustees shall prescribe.

SECTION 5. Sale.—The bonds shall be sold by the board of trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 6. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 7. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Bamberg School District No. 1 of Bamberg County, the State of South Carolina, is hereby irrevocably pledged, and there shall be levied annually by the Auditor of Bamberg County and collected by the Treasurer of Bamberg County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they

respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 8. Action required of board.—Any action required of the board of trustees may be taken at any meeting of the board of trustees regular or special, and at such meeting a majority of the members of the board of trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board of trustees by the provisions of this act.

SECTION 9. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1079, S718)

No. 939

An Act To Authorize The Board Of Trustees Of Ehrhardt School District No. 3 Of Bamberg County To Issue Not Exceeding Fifty Thousand Dollars Of General Obligation Bonds Of The School District, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of Such Bonds.

Whereas, the General Assembly finds that further public school facilities are required for Ehrhardt School District No. 3 of Bamberg County, and that the board of trustees of the district should be authorized to issue bonds to the extent herewith permitted for such purpose. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Bamberg County—Ehrhardt School District 3 may acquire school facilities.—The Board of Trustees of Ehrhardt School District No. 3 of Bamberg County is hereby empowered to acquire further school facilities with the proceeds of the bonds au-

thorized by this act and with any other funds to which the school district shall become entitled.

SECTION 2. Issue bonds—proceeds.—In order to obtain funds for further public school facilities the board of trustees may issue not exceeding fifty thousand dollars of general obligation bonds of Ehrhardt School District No. 3 of Bamberg County, the State of South Carolina, or such lesser amount as may, on the occasion such bonds shall be issued, be within the applicable constitutional debt limitation of the school district. The proceeds derived from the sale of all bonds shall be disposed of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal to become due on such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to acquire the further school facilities for the district as authorized by Section 1.

SECTION 3. Maturity — redemption — denomination — interest—dates.—The bonds may be issued as a single issue or as one or more issues, in the discretion of the board. All bonds shall mature serially in successive annual installments in such amounts as may be determined by the board, except that the maturity date of the last installment shall fall due not later than twenty years from the date such bonds bear, and the first maturity date may be postponed not more than two years from the date such bonds bear. Any bond issued pursuant to this act may, at the discretion of the board of trustees, contain a provision permitting its redemption prior to its stated maturity, at such premiums as the board shall prescribe. The bonds shall be of such denomination, shall bear such rates of interest as the board of trustees may determine, payable on such occasions as the board shall determine, but the average rate of interest for any issue of bonds sold pursuant to the authorizations of this act shall not exceed four and one-half per cent. Bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Bamberg County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the board of trustees may prescribe. They shall bear such date or dates and be

payable at such place or places as the board of trustees may likewise prescribe.

SECTION 4. Execution.—Bonds issued pursuant to this act, and the interest coupons attached thereto, shall be executed in such manner as the board of trustees shall prescribe.

SECTION 5. Sale.—Bonds issued pursuant to this act shall be sold by the board of trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 6. Exempt from taxes.—Bonds issued pursuant to this act, and all interest to become due thereon, shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 7. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Ehrhardt School District No. 3 of Bamberg County, the State of South Carolina, is hereby irrevocably pledged, and there shall be levied annually by the Auditor of Bamberg County, and collected by the Treasurer of Bamberg County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 8. Action required of board.—Any action required by the board of trustees may be taken at any meeting of the board, regular or special, and at such meeting a majority of the members of the board shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the board by the provisions of this act.

SECTION 9. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1156, H2623)

No. 940

An Act To Provide For The Levy Of Taxes For County Purposes In Bamberg County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And For The Expenditure Thereof; To Fix The Compensation Of Certain Officers; And Otherwise Relating To The Fiscal Affairs Of Bamberg County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Bamberg County is hereby directed to levy a tax of five mills on all of the taxable property in Bamberg County, the proceeds thereof to be turned over to the trustees of Bamberg County Memorial Hospital to be used by them in supplementing other revenue received by the trustees in operating the hospital during the fiscal year beginning July 1, 1960, and ending June 30, 1961. In the event that the funds are not needed for this purpose during the fiscal year ending June 30, 1961, then the funds are to be held by the Treasurer of Bamberg County until they are needed for such purposes.

The trustees of the hospital are authorized to refer all cases requesting hospital assistance to the Department of Public Welfare of Bamberg County, and the Department of Public Welfare is authorized and directed to investigate and make recommendations as to all such cases.

SECTION 2. The Auditor of Bamberg County is hereby directed to levy a tax on all of the taxable property in the County of Bamberg for ordinary county purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, the revenue derived from such tax and other funds to be expended in the amounts and for the purposes hereinafter stated :

Item 1. Roads and Bridges :

Convicts and maintenance of road-working organization; materials used in and for general operating expenses of plant for manufacturing of concrete bridge materials; and salaries of chain gang foreman, guards and mechanic; also for purchasing new road machinery, trucks, equipment and repairs, if so much be necessary \$ 33,790.00

Total, Item 1 \$ 33,790.00

The supervisor shall deliver to each member of the Legislative Delegation, on or before the tenth day of each month, an itemized statement showing the amount of each disbursement made during the preceding month, to whom paid, and for what the voucher was issued.

Item 2. Clerk of Court's Office:

Salary of Clerk	\$ 1,685.00
Clerical Help	820.00

Total, Item 2	\$ 2,505.00
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Item 3. Judge of Probate's Office:

Salary of the Judge of Probate and Acting Master	\$ 1,685.00
Clerical Help	820.00

Total, Item 3	\$ 2,505.00
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In addition to the amount appropriated herein for the salary of the Clerk of Court and the Judge of Probate, they shall also retain all fees collected by their respective offices as now provided by law. *Provided*, the fee for each lunacy examination shall be \$10.00.

Item 4. Auditor's Office:

Salary of Auditor, \$4,125.00 less \$3,498.00 contributed by the State	\$ 627.00
Clerical Help	820.00
Travel Expense	300.00

Total, Item 4	\$ 1,747.00
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Item 5. Treasurer's Office:

Salary of Treasurer, \$4,800.00 less \$3,498.00 contributed by the State	\$ 1,302.00
Clerical Help	145.00
Travel Expense	200.00

Total, Item 5	\$ 1,647.00
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Item 6. Sheriff's Office

Salary of Sheriff\$ 3,525.00

Salary of Deputy Sheriff 3,000.00

Provided, that the deputy shall also act as constable for the magistrate at Bamberg.*Provided*, further, that the deputy sheriff shall be designated by the Sheriff to collect taxes and shall work at this for at least forty hours each and every week. A complete monthly report shall be filed with the County Delegation and the Supervisor. The Supervisor shall not disburse any amounts, including salaries, under this item unless the report has been filed for the preceding month.

Travel subsistence allowance—\$600.00 for the Sheriff and deputy sheriff—to be paid on monthly basis 1,200.00

Gas, oil and upkeep of two cars owned by county and used by the Sheriff and the deputy sheriff, if so much be necessary 1,600.00

To purchase uniforms for Sheriff and deputy .. 300.00

To purchase photo supplies, ammunition, etc., if so much be necessary, by approved vouchers 200.00

Clerical Help for Sheriff's Office 1,200.00

For Radio repair and service 300.00

Total, Item 6\$ 11,325.00

Item 7. Superintendent of Education's Office:

Salary, \$4,372.50, all paid by State

Clerical Help\$ 412.50

For use of auto, maintenance and travel expense 480.00

Total, Item 7\$ 892.50

Item 8. Supervisor's Office:

Salary of Supervisor\$ 2,422.00

Salary of Clerk 1,923.00

For use of auto, maintenance and travel expense 525.00

Two county commissioners @ \$396.00 each ... 792.00

Total, Item 8\$ 5,662.00

Item 9. Coroner's Office:	
Salary of Coroner	\$ 440.00
For traveling expense and stenographic fees for taking and transcribing testimony	120.00
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Total, Item 9	\$ 560.00
Item 10. Jail:	
Salary of Jailer	\$ 1,000.00
Jail expenses, including dieting of prisoners, if so much be necessary; <i>provided</i> , that the jailer shall be allowed one dollar a day for each prisoner (any city prisoner to pay county two dollars turnkey, and one dollar a day for dieting) ..	4,500.00
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Total, Item 10	\$ 5,500.00
Item 11. Miscellaneous Salaries:	
Attorney	\$ 440.00
Physician	440.00
Maid at Courthouse	520.00
Janitor for Courthouse	936.00
Clerical Help, School Lunch Supervisor	759.00
Clerical Help, Home Demonstration Agent's Office	840.00
Part salary, Negro Home Demonstration Agent	672.00
Clerical Help, Negro Farm and Home Demonstration Agents	240.00
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Total, Item 11	\$ 4,847.00
Item 12. County Boards:	
Board of Education	\$ 400.00
Board of Equalization	600.00
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Total, Item 12	\$ 1,000.00
Item 13. For the purchase of furniture and equipment for the various county offices, if so much be necessary, with expenditures from this appropriation to be first approved by the county delegation	
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Total, Item 13	\$ 1,500.00

Item 14. Court Expenses\$ 3,320.00

Provided, that jurors and bailiffs shall be paid five dollars per day for services in attendance upon courts. The jury boy shall be paid \$3.00 per day for services in attendance upon courts. Jurors in magistrates' courts in criminal cases and jurors in coroner's court one dollar per day, to be paid upon warrants of the magistrates or coroner. *Provided*, further, that out of the funds herein appropriated for Court Expenses, the Resident Circuit Judge is hereby authorized to use for stenographic services not to exceed the sum of \$820.00.

Total, Item 14\$ 3,320.00

Item 15. Magistrates' and Constables' Salaries:

Magistrate at Bamberg\$ 1,454.00
Constable at Bamberg (Deputy Sheriff acts as Constable)

Magistrate at Denmark 792.00

Constable at Denmark 500.00

Magistrate at Olar 550.00

Constable at Olar 360.00

Magistrate at Ehrhardt 550.00

Constable at Ehrhardt 360.00

Magistrate at Fishpond Township 455.00

Constable at Fishpond Township 303.00

Provided, that if the Magistrates for the Towns of Bamberg, Denmark, Olar and Ehrhardt do not live in the respective towns, they shall establish office hours in the towns on Saturdays from 10:00 A. M. to 4:00 P. M. of each week, and be available during such time for official duties.

Total, Item 15\$ 5,324.00

Item 16. Welfare Department (State):

For Emergency Relief\$ 1,000.00

All cases receiving assistance from this fund to be approved by a majority of the board. *Provided*, that the director may approve cases need-

ing immediate attention and in which suffering would result if assistance was delayed, but in such cases he shall make a full report showing the nature of the emergency and the amount given each recipient at the next meeting. A monthly report of all expenditures shall be made to the county delegation.

Total, Item 16	\$ 1,000.00
Item 17. Public buildings, including water, fuel, lights, telephone, insurance and purchase of cleaning materials and tools for buildings and grounds, and for repairs to county property	\$ 6,000.00
Total, Item 17	\$ 6,000.00
Item 18. Post-mortems, inquests and lunacies	\$ 650.00
Total, Item 18	\$ 650.00
Item 19. Printing, Postage and Stationery	\$ 3,500.00
<i>Provided</i> , that itemized bills for all expenditures out of this sum shall be filed with the County Supervisor before payment is made. <i>Provided</i> , further, that the amount be apportioned to the various offices on approximately the same basis as heretofore used by these offices, and that no office or officer shall be allowed to use during the current year an amount in excess of the sum apportioned by the County Board.	
Total, Item 19	\$ 3,500.00
Item 20. County Health Department, if so much be necessary, the amount to be determined by the Bamberg County Legislative Delegation and the Bamberg County Health Department	\$ 3,510.00
For Rabies Control	100.00
Tuberculosis work in county	600.00
Total, Item 20	\$ 4,210.00

Item 21. Miscellaneous :

(a) Vital Statistics	\$ 225.00
(b) Premium on Bonds	660.00
(c) For auditing county books for 1959-1960	1,525.00
(d) Boys' 4-H Work	75.00
(e) Girls' and Women's 4-H Work	75.00
(f) Negro Boys' 4-H Work	75.00
(g) Negro Girls' and Women's 4-H Work	75.00
(h) Demonstration Supplies for Home Agent....	50.00
(i) Demonstration Supplies and photographic material for Farm Agent, if so much be necessary..	100.00
(j) Bamberg Public Library	1,750.00
(k) For Burial of Paupers	200.00
(l) Rent for Federal Projects and for County Agencies, if so much be necessary	52.00
(m) To pay premium for Workmen's Compensation Insurance for county officials and employees, if so much be necessary	700.00
(n) For retirement of county officers and employees, if so much be necessary	1,510.00
(o) Social Security for county employees	1,350.00
(p) (1) For National Guard, to be expended upon vouchers approved by the Captain of the National Guard	1,500.00
(p) (2) To purchase furniture and equipment for new National Guard Armory	500.00
(q) Edisto Soil Conservation District, to purchase equipment to be used for farm work in Bamberg County	500.00
(r) To supplement salary of County Farm Demonstration Agent	300.00
(s) Flowers and shrubbery for Bamberg County Hospital	100.00
(t) Janitor for Health Department and Welfare Department, and to care for Courthouse grounds under supervision of Health Department	800.00
(u) Fertilizer and improvements for Courthouse shrubbery	200.00
(v) Official Expenses—Circuit Judge (to be paid upon warrant of Circuit Judge)	720.00

(w) Bamberg County Livestock Industry Promotion, if so much be necessary	1,200.00
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Total, Item 21	\$ 14,242.00
Item 22. Contingent Fund	\$ 10,000.00
To be used only with the written approval of the Bamberg County Delegation.	
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Total, Item 22	\$ 10,000.00
Item 23. Bamberg County Planning and Development Board, to be paid upon vouchers approved by the chairman and secretary, if so much be necessary	\$ 250.00
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Total, Item 23	\$ 250.00
Item 24. For annual expenses, maintenance and operation of the J. C. Kearsce Agriculture Building, if so much be necessary	\$ 3,675.00
<i>Provided</i> , that all Federal agencies with offices located in said building shall pay to the General Fund of Bamberg County their proportionate share of the above cost based on a square footage occupancy.	
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Total, Item 24	\$ 3,675.00
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GRAND TOTAL	\$125,651.50
Estimated Revenue:	
Fines and Licenses	\$ 11,000.00
Commutation Road Tax	2,000.00
Gasoline Tax (one cent)	47,000.00
Insurance Licenses	6,500.00
Liquor Tax	12,000.00
Beer and Wine Tax	3,300.00
Execution Fees	3,000.00
Income Tax	15,240.00
Bank Tax	1,600.00

Diversion from hospital millage	5,000.00
Miscellaneous	1,500.00
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Total, Estimated Revenue	\$108,140.00
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Amount to be raised by taxation	\$ 17,511.50

SECTION 3. The appropriation made under the foregoing section for the office of Sheriff and the Office of Treasurer of Bamberg County is intended to be full compensation for their respective services, including expenses, in lieu of all tax execution fees, and all tax execution fees collected for such offices shall be by them, respectively, paid over to the treasurer and by him credited to the General County Fund. *Provided*, that all mileage and docketing fees shall be turned over to the treasurer and placed in the Sheriff's auto maintenance and traveling expenses fund.

SECTION 4. No charge shall be made by the auditor for entries upon the books of his office of any transfer of real estate by deed or other written instruments.

SECTION 5. The commutation road tax shall be considered as a part of the revenue of the county for road purposes, and is not to be expended in addition to the amount appropriated in Item 1 of this act.

SECTION 6. The amounts provided for herein for the several purposes shall be expended for the purpose stated and none other, and any unexpended balance in hand at the expiration of the fiscal year shall revert to the general fund of the county.

SECTION 7. Should there be any deficit in any item of the 1959-1960 Supply Act or should any deficit occur in any item under the provisions of this act, the county treasurer is hereby authorized and directed to transfer any surplus appearing in any account to any deficit appearing in any other account; and if the surpluses from such items are insufficient to cover the deficits, then there is hereby appropriated out of the General Fund of Bamberg County a sufficient amount to cover such deficits, provided the payment of same has been authorized in writing by the Bamberg County Legislative Delegation.

SECTION 8. No expense allowed under this act shall be paid out in bulk, but is to be for actual expenses incurred in official business, and the supervisor is hereby required to demand and retain proper itemized and verified vouchers for each such expenditure.

SECTION 9. It shall be unlawful for the county supervisor or board of commissioners to make any contracts to purchase or to make purchases for an amount exceeding one thousand dollars without the written consent of the Legislative Delegation.

SECTION 10. Any expense incurred by reason of failure of an officer of the county to perform the duties of his office, as required by law, shall be deducted from the salary of the officer so failing to perform his duty.

SECTION 11. No warrant shall be issued to pay any magistrate and his constable until the end of the month and until such magistrate has filed his report of the proceedings of his court and until such magistrate shall have filed a bond as provided by law.

SECTION 12. The county treasurer is authorized and directed to mail to every taxpayer the same form of notice as provided for under the terms of Section 11 of the Supply Act of Bamberg County for the year 1943.

SECTION 13. The clerk of court is hereby authorized and directed to charge the sum of fifty cents to satisfy any real estate mortgage, provided that the satisfaction is in the form as authorized under item (1) of Section 45-65 of the 1952 Code. For recording chattel mortgages for amounts under one hundred dollars, the clerk is hereby authorized and directed to charge the same fee as any chattel mortgage, regardless of the amount of such mortgage.

SECTION 14. All chattel mortgages will be recorded in same books and indexed accordingly.

SECTION 15. All taxes other than merchants' and corporation taxes due the county prior to and including taxes for the year 1955 shall be collected, nulla bona, or levied upon by the Sheriff of Bamberg County, on or before November 1, 1960.

All merchants' and corporation taxes due the county prior to and including taxes for the year 1959 shall be collected, nulla bona, or levied upon by the Sheriff of Bamberg County on or before November 1, 1960.

SECTION 16. The Resident Circuit Judge shall be entitled to the same benefits as any other county official.

SECTION 17. A certain sum to be determined under the provisions of an act of 1959, bearing Ratification No. 417, shall be placed in the

General Fund of the county, which amount shall be diverted from hospital millage by the Treasurer of Bamberg County. The estimated revenue from this source has been reflected in the estimated revenue portion of this act, thereby allowing a reduction in the estimated revenue from Income Tax.

SECTION 18. The Treasurer of Bamberg County is hereby authorized and directed to turn over to the Bamberg County Planning and Development Board such sums of money as may be directed by the Bamberg County Delegation. The funds are to be used by the Bamberg County Planning and Development Board for such projects as in the discretion of the board will tend to relieve unemployment in the county and stimulate business within the county.

SECTION 19. All acts or parts of acts inconsistent herewith are repealed.

SECTION 20. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R584, H1979)

No. 941

An Act To Authorize The Trustees Of Blackville School District No. 19 In Barnwell County And The Treasurer Of The County To Borrow Not Exceeding Five Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Blackville School District 19 may borrow money.—The Board of Trustees of Blackville School District No. 19 in Barnwell County and the Treasurer of Barnwell County are hereby authorized to borrow not exceeding five thousand dollars from the Division of Sinking Funds and Property of the State or any other lending agency that may be decided upon by the trustees at such rate of interest as may be agreed upon between the trustees and the lender. The proceeds of the loan shall be used for school purposes in the district. The loan shall be secured by a note executed by a

majority of the members of the Board of Trustees and the Treasurer of Barnwell County. The loan shall be repaid at the rate of one thousand dollars per year plus interest for a period of five years. The board shall have the right upon any annual interest paying period to pay all or any additional portion of the principal amount of the indebtedness.

SECTION 2. Deposit and expenditures.—The amount borrowed shall be deposited with the Treasurer of Barnwell County to the credit of the school district to be expended upon the order of the board for the purposes provided for in this act.

SECTION 3. Payment.—In order to provide for the payment of the loan and interest thereon, the auditor shall levy and the treasurer shall collect an annual tax upon all the taxable property in the district, sufficient to meet the installments and interest as they become due. The levy shall continue until the debt with interest is paid in full, at which time the tax shall no longer be levied.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R638, H2101)

No. 942

An Act To Authorize The Town Of Blackville In Barnwell County To Borrow The Sum Of Fourteen Thousand Dollars To Be Used To Construct And Equip A Town Hall And To Provide A Tax For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Blackville may borrow money for Town Hall.—The Town of Blackville in Barnwell County is hereby authorized to borrow the sum of fourteen thousand dollars to be used to construct and equip a Town Hall. The amount borrowed shall be evidenced by a note or notes to be executed by the Mayor and a majority of the members of the Town Council and shall bear such

interest as may be agreed upon by the Town Council and the lender. The loan shall be procured from the Division of Sinking Funds and Property of South Carolina or from any lending agency, bank or person. The indebtedness shall be paid, with interest, in four equal installments of three thousand dollars each and a final installment of two thousand dollars.

SECTION 2. Payment.—The Town Council is hereby authorized to levy and collect annually a tax on all the taxable property in the town in an amount sufficient to pay each installment, with interest, as the same shall become due, after which the levy shall be terminated.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R721, H2338)

No. 943

An Act To Authorize And Direct The State Highway Department To Add To The State Highway System, Survey And Construct A Certain Road In Barnwell County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Highway Department to construct road in Barnwell County.—The State Highway Department is hereby authorized and directed to add to the State Highway System, survey and construct a road approximately three-tenths mile in length in the northwest part of the Town of Barnwell commencing on State Highway 28 and extending in a northwest direction across Turkey Creek to connect with Road 362 and including a bridge with spillway at Turkey Creek.

SECTION 2. Cost of road.—The cost of this road shall be charged against funds allocated to Barnwell County for secondary or farm-to-market road construction.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R1007, S747)

No. 944

An Act To Authorize The County Of Barnwell To Acquire Land For Additional Recreational Facilities.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Barnwell County may acquire land for recreational purposes.—The County of Barnwell is hereby authorized to acquire land by condemnation or otherwise for recreational purposes in Barnwell County.

SECTION 2. Condemnation procedure.—The condemnation procedure provided for in this act shall be the same as provided for in Sections 25-101 through 25-140, Code of Laws of South Carolina, 1952, being the Public Works Eminent Domain Law of South Carolina. The powers conferred herein shall be in addition and supplemental to and not in substitution for the powers conferred by any other statute.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1027, H1832)

No. 945

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Barnwell County For The Fiscal Year Beginning July 1, 1960, And To Provide For The Expenditure Thereof; To Fix The Road Tax; To Authorize The Clerk Of Court To Destroy Certain Records; To Provide For Certain Tax Exemptions; To Require Magistrates Of The County To Give

**Statements For Fines Received; And To Otherwise Provide For
The Fiscal Affairs Of Barnwell County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. That the county auditor of Barnwell County is hereby directed to levy a tax on all the taxable property of the County of Barnwell for county purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, sufficient to pay the following appropriations:

Item 1. Roads and Bridges:

Convicts and Maintenance road working organizations	\$ 22,000.00
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\$ 22,000.00

Item 2. Clerk of Court's Office:

Salary of Clerk of Court	\$ 1,000.00
Salary of Assistant Clerk	1,368.00
Indexing births and deaths	200.00
Recording discharge of soldiers and sailors	150.00
Repairing and binding books, if so much be necessary	200.00
Telephone	102.36

\$ 3,020.36

Provided, That the fee that may be charged by the Clerk of Court for Barnwell County for the recording, filing, indexing and/or registering of any mortgage or other instrument conveying a lien on crops growing or to be grown and/or personal property and made to any corporation organized under the Act of Congress known as the Farm Credit Act of 1933, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from a Federal Intermediate Credit Bank, the Reconstruction Finance Corporation, or the Government of the United States or any department, agency, instrumental-

ity or officer thereof, shall be fifty (50¢) cents; *Provided*, That a copy or duplicate of such instruments be furnished to the recording officer. That Barnwell County is specifically excepted from the provisions of Sections 27-60, 27-61, 27-66, 60-2 and 60-303, Code of Laws of South Carolina, 1952; *Provided, Further*, That in addition to the fee hereinabove fixed for recording chattel mortgage, the Clerk of Court may charge an additional fee of twenty-five (25¢) cents, when he is required to search the records before recording any such mortgage. And, *Provided, further*, That notwithstanding Section 27-52, Code of Laws of South Carolina, 1952, in Barnwell County the Clerk of Court shall receive for recording deeds without dower a fee of \$2.00; deeds with dower a fee of \$2.25; chattel mortgages a fee of \$1.50; and chattel mortgages with assignment a fee of \$2.00.

Provided, That the Clerk of Court is authorized and directed to remove from the active shelves of the Clerk's office and store or destroy all old chattel mortgage records ten (10) years of age or older.

Item 3. Sheriff's Office:

Salary of Sheriff	\$ 3,000.00
For use of auto, maintenance and travel expense of Sheriff	2,000.00
Salaries of two Deputy Sheriffs, to be appointed by the Sheriff (\$2,400.00 each)	4,800.00
For use of their cars, maintenance and travel, expenses of two Deputy Sheriffs (\$1,719.96 each)	3,439.92
Salary of Clerk	1,850.00

\$ 15,089.92

Item 4. Treasurer's Office:

Salary of Treasurer	\$ 1,200.00
Salary of Clerk	1,920.00

Telephone	102.36
Assistant Clerk, two months @ \$150.00 per month	300.00

\$ 3,522.36

Item 5. Auditor's Office:

Salary of Auditor	\$ 1,200.00
Traveling Expenses of Auditor	300.00
Salary of Clerk	1,920.00
Salary of Assistant Clerk (10 months @ \$150.00 per mo.)	1,500.00
Telephone	102.36
Repairing and binding books, if so much be necessary	200.00

\$ 5,222.36

Item 6. Board of Education:

Salary of Clerk	\$ 1,620.00
Travel, Attendance Teacher	400.00
Members of County Board, each \$150.00	1,050.00

\$ 3,070.00

Provided, That in addition to the salary provided for the County Board of Education there shall be allowed ten (10¢) cents per mile travel going to and returning from official meetings of the Board.

Item 7. Judge of Probate's Office:

Salary of Judge of Probate and Acting Master	\$ 1,700.00
Salary of Clerk	1,440.00

\$ 3,140.00

Provided, That the fees charged by the Judge of Probate for acting Master shall be the same as those heretofore provided by law for the Master, in the Code of Barnwell County.

Provided, Further, That any general law to the contrary notwithstanding, except any general legislation passed in 1952, the fees charged by

the Judge of Probate of Barnwell County shall be those provided for in Section 27-308, Code of Laws of South Carolina, 1952.

Item 8. Coroner's Office:

Salary of Coroner	\$ 900.00
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	\$ 900.00

Item 9. County Board of Managers:

Salary of Supervisor of Roads	\$ 2,860.00
Traveling Expenses for Supervisor	1,700.00
Salary of County Managers, five @ \$400.00 each	2,000.00
Travel Expenses for Chairman	100.00
Salary of Clerk	2,400.00
Printing, postage and stationery	4,800.00
Contribution to the poor and needy of Barnwell County, to be expended under the direction of the County Board of Managers to cases not otherwise covered by law	2,000.00
Emergency Relief, to be disbursed under direction of the Department of Public Welfare	2,500.00
Travel for Child Welfare Worker	480.00
Expenses, Director Barnwell County DPW investigating hospital cases	300.00
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	\$ 19,140.00

Provided, That no charity patient shall be admitted to the Barnwell County Hospital unless certified by the Barnwell County Department of Public Welfare.

Provided, That the item for printing, postage and stationery shall, by the County Board of Managers, be apportioned in the various offices in Barnwell County entitled to use said fund on a basis of the ratio hereinabove used, and no office or officer shall be allowed to use during the current year an amount in excess of the sum so apportioned by the said County Board of Managers.

Provided, Further, That the farm lands owned by the County and operated as the Poor House

Farm shall be used by the County Board of Managers in its discretion for the growing of food stuffs for use by the County Chaingang, or for distribution among the poor of Barnwell County.

Item 10. Tax Collector's Office:

Salary of Tax Collector	\$ 1,800.00
Traveling Expenses for Tax Collector	600.00
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	\$ 2,400.00

Item 11. Magistrates and Constables:

Magistrate at Barnwell	\$ 2,400.00
Constable at Barnwell	780.00
Magistrate at Blackville	780.00
Constable at Blackville	780.00
Magistrate at Williston	780.00
Constable at Williston	780.00
Magistrate at Hilda	540.00
Constable at Hilda	540.00
Magistrate at Red Oak	540.00
Constable at Red Oak	540.00
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	\$ 8,460.00

Provided, That no warrant shall be issued to pay any Magistrate and his Constable until at the end of each month and such Magistrate has filed his report of the proceedings in his Court and accounted for all monies collected.

Item 12. County Jail:

Dieting prisoners	\$ 2,480.00
The Sheriff shall act as Jailor without additional compensation.	
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	\$ 2,480.00

Item 13. Court Expenses:

Court Expenses	\$ 2,500.00
Secretarial Help for the Judge of the Second Judicial Circuit	500.00
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	\$ 3,000.00

Item 14. Health Work:

Physicians, County Jail and Chaingang	\$ 400.00
Contribution to operation of County Health Department to match State funds, as provided by law	3,453.20
Vital Statistics:	
To pay local Vital Statistics Registrars, if so much be needed	300.00
Contribution to Tuberculosis Work	500.00
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	\$ 4,653.20

Provided, That all monies expended by the County Health Department shall be spent upon the written approval of the Barnwell County Legislative Delegation.

Item 15. Public Buildings, including water, fuel, lights, insurance, also salary and expense of \$3,300.00 for Superintendent and Maintenance Engineer for all Public Buildings, including Courthouse, Office Building, Health Building, County Jail, Agricultural Building, County Farm Prison Building, and County Library	\$ 19,000.00
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	\$ 19,000.00

Item 16. Farm and Home Demonstration Work:

County Agent's Work:	
County Agent, part salary	\$ 300.00
Assistant County Agent, part salary	240.00
Boys' 4-H Club work	50.00
Contingent, stamps, etc., for County Agent and Assistant County Agent	50.00
White Home Demonstration Agent:	
Girls' 4-H Club work and Women's HD work	75.00
Demonstration supplies for Home Demonstration Agent	50.00
Contingent, stamps, etc., for Home Demonstration Agent	25.00
Secretary, salary, for Home Demonstration Agent	420.00

Telephone for County Agent and Home Demonstration Agent	95.00
Negro Agricultural Agent:	
Negro Boys' 4-H Club Work	50.00
Telephone for Negro Agricultural and Home Demonstration Agents	100.00
Contingent, stamps, etc., for Negro Agricultural Agent	25.00
Clerk, salary, Negro Agricultural and Home Demonstration Agent	960.00
Negro Home Demonstration Agent:	
Salary, Negro Home Demonstration Agent ..	1,044.00
Negro Girls' 4-H Club Work and Women's HD Work	125.00
Demonstration Supplies for Negro HD Agent ..	100.00
Contingent, stamps, etc., for Negro HD Agent ..	25.00
Janitor's service, office rent, lights and water for Extension Service offices	240.00
Barnwell Soil Conservation District	350.00

\$ 4,324.00

- Item 17. Library Board, including water, fuel, lights, also salaries, purchase of books and periodicals, book binding, library supplies, Bookmobile operation and insurance, miscellaneous items, and Librarian's expenses to S. C. Library Association meeting\$ 7,653.38

Provided, That upon the approval of the County Delegation of Barnwell County the Library Board of Barnwell County is authorized to enter into contracts and agreements with other county library boards of the State, and the South Carolina State Library Board and to fully cooperate therewith in encouraging and promoting the establishment and use of libraries, the procurement of funds therefor and the efficient use of such funds in establishment and improving public library service.

- Item 18. Miscellaneous:

Premium on Bonds	\$ 900.00
Post Mortems, Lunacy and Inquests	600.00

County Attorney	150.00
Board of Equalization	1,300.00
County Audit	1,200.00
S. C. Industrial Commission	1,580.57
S. C. Retirement System	3,483.26
Social Security Trust Fund	1,850.00
Contribution to Richardson-Walsh American Legion Hut	200.00
Contribution to American Legion Post at Wil- liston	200.00
Contribution to American Legion Post at Black- ville	200.00
Contribution to Barnwell County National Guard Maintenance Fund	750.00
Blue Cross-Blue Shield	2,049.00
Miscellaneous Contingent Fund	4,000.00
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	\$ 18,462.83

GRAND TOTAL\$145,538.41

Less Estimated Revenue other than Taxes:

Fines and Licenses	\$ 8,500.00
Commutation Tax	3,000.00
Gasoline Tax (1 cent)	63,000.00
Insurance License Fees	8,500.00
Liquor Tax	13,000.00
Income Tax	19,000.00
Miscellaneous	1,500.00
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	\$116,500.00

Amount to be Raised by Taxation\$ 29,038.41

SECTION 2. On and after the passage of this act, until specifically repealed, the road tax in Barnwell County shall be \$2.00 per year.

SECTION 3. The contingent fund herein created shall be spent only upon the written approval by the Legislative Delegation after being first approved by the County Board of Managers.

SECTION 4. Effective January 1, 1955, and each year thereafter, travel expense and/or travel expenses shall mean remuneration for services rendered.

SECTION 5. The County Board of Managers shall publish annually at the end of each fiscal year in a newspaper having general circulation in the county a report showing all the expenditures made by the said County Board of Managers during the said fiscal year.

SECTION 6. No claim shall be approved or warrant issued therefor unless claims be itemized and sworn to.

SECTION 7. *Provided,* That in case of vacancy by death, resignation or otherwise in the office of any magistrate, constable, or other officer in Barnwell County, the salary, expenses or other emolument shall be paid to only a successor who has been recommended for appointment by the Senator and Member of the House Delegation from Barnwell County.

SECTION 8. *Provided,* That at the end of the fiscal year 1960-61 the county treasurer is hereby authorized and directed to transfer any surplus appearing in any account to any deficit appearing in any other account, and if the surpluses are not sufficient to cover deficits the treasurer is authorized and directed to charge said deficit against any surplus funds in hand, upon the written authority of the Legislative Delegation.

SECTION 9. In anticipation of the collection of taxes herein provided for, the Board of County Managers and the treasurer are authorized and empowered to borrow, on the credit of the county, such sums as are necessary to carry out the provisions of this act and to pledge current taxes in payment therefor. Such obligations shall be signed by the treasurer and the chairman of the Board of County Managers, attested by the clerk of such board.

The county treasurer is hereby authorized upon the approval of the Barnwell County Legislative Delegation at any time to borrow any such sum or sums of money on the credit of the county, as are necessary, for county purposes including necessary contributions to the maintenance and support of the Barnwell County Hospital.

SECTION 10. All American Legion Huts in Barnwell County are exempted from county taxes.

SECTION 11. All magistrates hereafter elected and/or appointed before qualifying shall file with the County Board of Managers good and sufficient bond conditioned for the faithful performance of their duties in the sum of \$500.00 which said bond shall be approved by the County Board of Managers.

SECTION 12. That no lunatic shall hereafter be confined in or committed to the county jail except for a period not exceeding five days awaiting transfer to the State Hospital; and the Probate Judge shall make no charge for any lunacy proceedings held unless the lunatic in question shall actually be committed to the State Hospital.

SECTION 13. The County Board of Managers and/or Supervisor are hereby directed to furnish from the chaingang a suitable trusty or trusties to be assigned for work in and about the courthouse, Barnwell County Hospital and other public buildings and grounds, for the maintenance and upkeep of same, and such shall be under the direction and control of the Superintendent and Maintenance Engineer for Public Buildings. *Provided*, The Board of Managers is authorized and directed to assign a trusty from the chaingang as a laborer at the county jail.

SECTION 14. The charge for weighing cotton in Barnwell County shall be twenty cents per bale, one-half of which shall be paid by the buyer and one-half by the seller.

SECTION 15. In the expenditure of the money appropriated in this act, only one-twelfth shall be spent each month, unless upon the written approval of the Legislative Delegation.

SECTION 16. There is hereby created a County Board of Health for Barnwell County, which shall be constituted as follows: a medical doctor to be named by the Barnwell County Medical Association, a veterinarian to be named by the veterinarians of Barnwell County, one citizen to be named by the Mayor and Town Council of the Town of Barnwell and one citizen to be named by the Mayor and Town Council of the Town of Blackville and one citizen to be named by the Mayor and Town Council of the Town of Williston. Said Board shall organize and elect a chairman and a secretary; it shall establish rules and regulations and enforce the same to the end that the health of the people of Barnwell County shall be promoted and protected. Said Board shall have all the powers and authorities usually performed by a Board of Health, shall meet on the call of the

chairman at such times as the public health requires, in cases of emergency and otherwise, and the members shall receive a per diem of \$5.00 each per day in attendance upon meetings of the Board and travel at 5¢ per mile to and from their places of residence.

SECTION 17. Barnwell County is authorized to cooperate with any State or Federal agency in providing additional recreational facilities for the county, and the county is authorized to transfer such county property as may be necessary to accomplish this end.

SECTION 18. All expenditures heretofore made upon the approval of the Barnwell County Board of Managers or the County Delegation from either the general, special or surplus funds of the county are hereby approved and ratified.

SECTION 19. Any overdrafts authorized by the County Board of Managers or by the County Delegation shall be charged to the general funds of the county and any funds so far or hereafter paid out in accordance with this plan are hereby validated.

SECTION 20. Grand and petit jurors shall each hereafter be paid at the rate of \$5.00 per court attendance day.

SECTION 21. *Provided,* That the maintenance and supervision of all public buildings in Barnwell County shall be under the supervision of the County Supervisor, and the office hours and the days the said offices shall be open shall be designated by the County Board of Managers.

SECTION 22. *Provided,* That the auditor and treasurer are hereby authorized and directed to levy and collect a tax of three mills on all the taxable property of Barnwell County not exempt by law, for the operation and maintenance of the Barnwell County Hospital.

SECTION 23. That all machinery, buildings and equipment of the Barnwell Garment Company, Inc., are hereby exempted from all municipal, county and school taxes for a period of five years beginning January 1, 1957. That the Blackville Manufacturing Company and the Blackville Industrial Board, Inc., are hereby exempted from all municipal, county and school taxes for a period of five years beginning January 1, 1959. That the Shuron Optical Company, Division of Textron, and Barnwell Industries, Inc., and the Bud Berman Plant at Williston are hereby exempted from all county and school taxes for a period of five years beginning January 1, 1961.

This tax exemption shall also apply to any and all new manufacturing business enterprises of the same investment and above locating in Barnwell County during the fiscal year 1960-61.

SECTION 24. Any law enforcement officer of Barnwell County having a case before any magistrate of the county shall obtain a statement from such magistrate showing the name of the defendant, the offense for which such defendant is charged and the amount of fine received by the magistrate if the defendant is convicted. Such statement shall be furnished by each magistrate on the request of the law enforcement officer, and the law enforcement officer shall file the statement with the treasurer of Barnwell County on or before the first day of each month following the issuance of said statement. No law enforcement officer and/or magistrate of Barnwell County who fails to comply with the provisions of this section shall receive any salary.

SECTION 25. This act shall take effect immediately upon its approval by the Governor.

Approved the 24th day of May, 1960.

(R770, H2353)

No. 946

An Act To Authorize The Beaufort County Board Of Directors To Acquire Voting Machines For Use In General, Special And Primary Elections In Such County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Beaufort County may acquire voting machines.— The Board of Directors of Beaufort County is hereby authorized to enter into lease agreements to acquire any kind or type of voting machine that fulfills the requirements of Section 23-404, Code of Laws of South Carolina, 1952, and has been approved by the State Board of Voting Machine Commissioners. Such voting machines may be used at any and all general, special or primary elections held in Beaufort County, or any part thereof, or in any one or more voting precincts therein for voting, registering and counting votes cast at such elections. The board may lease, or enter into lease agreements of, such machines on such terms as it sees fit to

recognized political parties. Voting machines of different kinds may be adopted for use and used in different districts of the county. The legislative delegation from the county shall approve the number of voting machines acquired pursuant to this act.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R821, H2454)

No. 947

An Act To Give The County Building Commission For Beaufort County Additional Powers And Duties, To Provide That The Commission May Issue Bonds Of Beaufort County To Finance The Cost Of Improving And Making Additions To Existing County Building And Facilities And Constructing Additional Buildings And Facilities, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. County Building Commission for Beaufort County—powers and duties.—The County Building Commission for Beaufort County, created by Act 776 of 1954, having executed the duties for which it was originally created and being still in existence, shall continue to function and shall study the needs of Beaufort County for improving and making additions to existing county buildings and facilities and for constructing additional buildings and facilities. The commission shall report its findings with recommendations to the Beaufort County Legislative Delegation from time to time and if such recommendations are approved in writing by the delegation it may :

(1) select and pay for suitable sites for the buildings (title to which shall be vested in fee simple in Beaufort County),

(2) engage architects to prepare plans and specifications for the work,

(3) accept, modify or reject plans, and

(4) let appropriate contracts for the construction and equipping of the buildings or additions thereto.

It may employ architects, engineers or others whose counsel and assistance are needed to permit the commission to properly perform the functions committed to it.

SECTION 2. Issue bonds—maturity—sale.—Whenever the commission shall ascertain to its satisfaction the cost of constructing, improving or making additions to county buildings and facilities, including selecting appropriate sites if such be necessary and the equipment to be installed therein, it may with the approval in writing of the Beaufort County Delegation issue bonds of Beaufort County in a sum sufficient to provide for all expenses to be incurred in the constructing, equipping and making improvements to buildings and facilities. Upon reaching such determination it shall prescribe a maturity schedule for the bonds. The bonds shall mature in annual instalments in such amounts as the commission shall prescribe and the schedule shall be so arranged that the last maturing bonds shall mature not later than twenty years from the date they bear. The bonds shall thereupon be sold by the commission at public sale after advertisement thereof in a newspaper of general circulation in South Carolina.

SECTION 3. Execution.—The bonds shall be designated Beaufort County Public Building Bonds, and the same shall be executed by the commission, on behalf of Beaufort County, by its chairman and its secretary, and shall be countersigned by the Treasurer of Beaufort County, under the seal of the commission. The coupons appertaining to the bonds shall be authenticated by a facsimile signature of the Treasurer of Beaufort County.

SECTION 4. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730, Acts of 1952.

SECTION 5. Payment.—For the payment of the principal and interest on the bonds there shall be pledged by the commission the full faith, credit and taxing power of Beaufort County, and the commission shall duly notify the Auditor and Treasurer of Beaufort County of such obligation, whereupon the Auditor and Treasurer of Beaufort County shall, in each year, levy and collect upon all taxable property in

Beaufort County a tax sufficient to pay the principal and interest on the bonds as they become due.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R959, H2455)

No. 948

An Act To Authorize An Advisory Referendum In Beaufort Township in Beaufort County To Determine The Wishes Of The Qualified Electors In Regard To The Enactment Of An Ordinance By The Beaufort County Board Of Directors Providing For The Zoning Of Beaufort Township.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Referendum on zoning of Beaufort Township.—The Beaufort County Legislative Delegation may provide for an advisory referendum to be held at the same time as the general election of 1960 to determine the wishes of the qualified electors of Beaufort Township in regard to the enactment of an ordinance by the Beaufort County Board of Directors providing for the zoning of Beaufort Township.

SECTION 2. Question—certification of results.—If such referendum is called for by the Beaufort County Legislative Delegation, ballots shall be provided at the various voting precincts in Beaufort Township with the following question written or printed thereon: "Shall the Beaufort County Board of Directors enact an ordinance providing for the zoning of Beaufort Township?"

Yes ☐

No ☐

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square opposite the word 'Yes' and those voting against the question shall deposit a ballot with a check or cross mark in the square opposite the word 'No'."

The officers responsible for canvassing the results of the election shall, within ten days, certify such results to the Beaufort County Legislative Delegation.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1046, H2573)

No. 949

An Act To Ratify The Acts Of The Treasurer Of Beaufort County In Transferring Funds From One Account To Another During The Fiscal Year 1959-60 Upon The Recommendation Of The Beaufort County Delegation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Certain acts of Beaufort County Treasurer ratified.—All acts of the Treasurer of Beaufort County in transferring funds from one account to another during the fiscal year 1959-60 which were done upon the recommendation of the Beaufort County Delegation are hereby approved, affirmed and ratified in all respects.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1123, H2597)

No. 950

An Act To Authorize The Treasurer Of Beaufort County To Transfer Funds From The County Surplus To Other Accounts Under Certain Conditions.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Beaufort County may transfer funds.—The Treasurer of Beaufort County is authorized to transfer from county surplus funds to other accounts for which appropriations have been made in the supply act for the then current fiscal year as may be stipulated upon the written request of a majority of the Beaufort County Legislative Delegation.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1140, H2661)

No. 951

An Act To Create The Forest Beach District And Commission On Hilton Head Island In Beaufort County; To Define The Powers And Duties Of The Commission; To Provide For Referendums; To Provide For Annexation To The District; And To Provide That The District May Levy And Collect Taxes And Issue Bonds.

Whereas, the rapid growth and development of the beach areas of Hilton Head Island, particularly the Forest Beach area, makes it imperative that a unit be established to provide a variety of governmental services and to provide the mechanism for community improvements. It is believed that the area is not yet ready to assume the duties and responsibilities of a municipal charter, and that a structure of the district authority type is more suitable at this time. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Freeholder defined.—For purposes of this act the word "freeholder" shall mean the owner of a lot, parcel or tract of land within the district hereinafter created of not less than five thousand square feet in size. When a lot, parcel or tract of land is held by multiple owners, or by a corporation, the owners thereof, or the corporation, may designate one of the owners, or one of the officers, to be known as the freeholder of record for such lot, parcel or tract of land and, upon satisfactory evidence of such designation, such

person shall be registered as the freeholder of such lot, parcel or tract of land.

SECTION 2. Forest Beach District created in Beaufort County—area.—There is hereby created in Beaufort County the Forest Beach District (hereinafter referred to as the District) which shall encompass a beach front area of approximately three miles in length which is known as the Forest Beach section of Hilton Head Island. More specifically, the district shall include the following platted subdivisions, as now recorded on plats on file in the office of the Clerk of Court of Beaufort County, and the beach areas immediately adjacent thereto between such subdivisions and the Atlantic Ocean.

1. North Forest Beach

- (a) Hilton Head Beach Subdivision No. 1
- (b) Hilton Head Beach Subdivision No. 2
- (c) Hilton Head Beach Subdivision No. 3
- (d) Hilton Head Beach Subdivision No. 1-A
- (e) Hilton Head Beach Subdivision No. 2-A

2. Forest Beach Subdivision

(Commercial and motel section)

3. South Forest Beach

- (a) Lawton Beach Subdivision No. 1
- (b) Palm Forest Subdivision

SECTION 3. Governed by a commission — members — appointments — terms — organization.—There is hereby created a governing authority for the district to be known as the Forest Beach District Commission of Hilton Head Island (hereinafter referred to as the Commission) which shall have such duties and powers as set forth herein. The commission shall be composed of five freeholders of the district who shall be appointed by the Beaufort County Legislative Delegation for terms of three years, or until their successors are appointed and qualify. The terms of those first appointed shall be staggered as follows: one shall be appointed for one year, two shall be appointed for two years, and two shall be appointed for three years, or until their successors are appointed and qualify. The commission shall meet as soon as practicable after appointment and organize itself by electing one of its members as chairman. Thereafter, the commission shall meet on the call of the chairman or a majority of the members.

SECTION 4. Special services may be established—charges for—employ personnel.—The commission may establish special services within the district for both residents and transients, including water service, fire protection, garbage collection, police protection, sanitation and sewage, insect control, parking lots and other services. The commission shall assess fair and reasonable charges for the services; *provided*, however, that such charges shall be submitted initially and annually thereafter at a referendum for the approval of the freeholders of the district. The commission shall be authorized to employ such assistants as are necessary for the discharge of the duties for which appointed.

SECTION 5. Improvement subdistricts may be established.—The commission is authorized to establish improvement subdistricts for the purpose of installation of improvements in the nature of paved streets, water systems, sea walls, beach sand nourishment programs, drainage canals or sewers and other physical improvements.

SECTION 6. May levy tax if approved in referendum.—The commission shall have authority to levy and collect such taxes as are necessary for the accomplishment of the various undertakings of the district or subdistrict; however, no tax shall be levied unless approved at a referendum by a majority of the freeholders of the district or subdistrict.

SECTION 7. May issue bonds if approved in referendum.—The commission is authorized to issue general obligation bonds of the district or any subdistrict thereof. No bonds shall be issued except pursuant to the approval at a referendum of a majority of the freeholders of the district or subdistrict.

SECTION 8. Referendums may be held—conduct of—allocation of improvement costs.—The commission is authorized to hold such referendums as are provided for by this act, which may be held on any Monday after thirty days' notice. Where an improvement is for a subdistrict, only the freeholders of the subdistrict shall participate in the referendum. The notices shall be mailed to all registered freeholders within the district or subdistrict, and shall state the total cost of improvements as planned, the allocation of these costs and the terms of payment and proposed bonded indebtedness, if any, to each individual lot. The costs of such improvements within the district or subdistrict shall be allocated on a front foot basis to the property directly af-

fect. The notice of the special election shall indicate how the lot owned by the freeholder to whom the notice is being sent will be affected.

SECTION 9. Registration books and certificates.—Registration books shall be provided at such place as the commission may designate and such books shall be open for six hours on the second Monday in each month, and on presentation of satisfactory evidence that the applicant is entitled to register, he shall be issued a registration certificate of the district and shall be entitled to vote in referendums of the district. Evidential requirements shall be uniform for all registrants and a matter of public record. Registration books for any election shall be closed one month prior to such election.

SECTION 10. Annexation of contiguous areas.—Any area contiguous to the boundaries of the district may be annexed to the district by authority of the law governing annexation to municipal corporations.

SECTION 11. Saving clause.—If any part of this act should be held invalid such invalidity shall not affect the remainder of this act.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

A Joint Resolution Proposing Amendments To Section 7, Article VIII And Section 5, Article X, Of The Constitution Limiting The Amount Of Bonded Indebtedness Which May Be Incurred By Political Subdivisions of this State, So As To Eliminate The Provisos To Such Sections Exempting The County Of Beaufort And Other Political Subdivisions Within The County From Such Limitations, And Proposing An Amendment To Section 5, Article X, Of The Constitution To Exempt Beaufort County And Any Political Subdivision Within Such County From The Limitations Of That Section Or Any Other Constitutional Provision Limiting

**The Amount Of Bonded Indebtedness Which May Be Incurred
By A Political Subdivision Of This State.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Section 7, Article VIII, State Constitution, proposed—bonded indebtedness of Beaufort County and its subdivisions.—There is proposed the following amendment to Section 7, Article VIII of the Constitution of this State: strike out the proviso to such section which reads as follows: "*Provided, That the limitations imposed in Section 7, Article VIII, and by Section 5, of Article X, of the Constitution of the State of South Carolina shall not apply to the bonded indebtedness incurred by the City of Beaufort, when the proceeds of any bonds issued by said city are applied exclusively to the purchase, erection, improvements and maintenance of streets and sidewalks where the abutting property owners are assessed as much as one-half the cost thereof, or for the purchase, construction and maintenance of waterworks, lighting plants, gas plants, sewerage system or for the payment of debts incurred and when the question of incurring such indebtedness is submitted to the qualified electors of said municipality as provided by law.*"

SECTION 2. Amendment to Section 5, Article X, State Constitution, proposed—bonded indebtedness of City of Beaufort.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: strike out the proviso to such section which reads as follows: "*Provided, That the limitations imposed in Section 7, Article VIII, and by Section 5, of Article X, of the Constitution of the State of South Carolina shall not apply to the bonded indebtedness incurred by the City of Beaufort, when the proceeds of any bonds issued by said city are applied exclusively to the purchase, erection, improvements and maintenance of streets and sidewalks where the abutting property owners are assessed as much as one-half the cost thereof, or for the purchase, construction and maintenance of waterworks, lighting plants, gas plants, sewerage system or for the payment of debts incurred, and when the question of incurring such indebtedness is submitted to the qualified electors of said municipality as provided by law.*"

SECTION 3. Amendment to Section 5, Article X, State Constitution, proposed—bonded indebtedness of Beaufort County and its subdivisions.—There is proposed the following amendment to Sec-

tion 5, Article X of the Constitution of this State: strike out the proviso to such section which reads as follows: "*Provided*, That the limitations imposed in Paragraph 5, Article X, of the Constitution of the State of South Carolina shall not apply to the bonded indebtedness of the County of Beaufort, or of townships, school districts or other political subdivisions of said county."

SECTION 4. Amendment to Section 5, Article X, State Constitution, proposed—bonded indebtedness of Beaufort.—There is proposed the following amendment to Section 5, Article X of the Constitution of this State: strike out the proviso to such section which reads as follows: "*Provided*, That the limitations imposed in Paragraph 5, Article X, of the Constitution of the State of South Carolina shall not apply to the bonded debt of Beaufort."

SECTION 5. Amendment to Section 5, Article X, State Constitution, proposed—bonded indebtedness of Beaufort County and its subdivisions.—There is proposed the following amendment to Section 5, Article X of the Constitution of this State which shall read as follows: "*Provided*, That the limitations imposed by this section, or by any other constitutional provision, limiting the amount of bonded indebtedness which may be incurred by a political subdivision of this State shall not apply to the County of Beaufort or to any political subdivision within such county."

SECTION 6. Submission to electors.—The proposed amendments shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon:

"Amendment No. 1

Shall Section 7, Article VIII of the Constitution of this State limiting the amount of bonded indebtedness which may be incurred by a municipality, be amended so as to eliminate the provision exempting the City of Beaufort from such limitation when the proceeds of the bonds are applied exclusively to the purchase, erection, improvement and maintenance of streets and sidewalks where the abutting property owners are assessed as much as one-half the cost thereof, or for the purchase, construction and maintenance of waterworks, lighting plants, gas plants, sewerage systems or for the payment of debts incurred?

In favor of the amendment ☐

Opposed to the amendment ☐

Amendment No. 2

Shall Section 5, Article X, of the Constitution, limiting the amount of bonded indebtedness which may be incurred by municipal corporations, be amended so as to eliminate the proviso exempting the City of Beaufort from such limitation when the proceeds of such bonds are applied exclusively to the purchase, erection, improvement and maintenance of streets and sidewalks where the abutting property owners are assessed as much as one-half the cost thereof, or for the purchase, construction and maintenance of waterworks, lighting plants, gas plants, sewerage systems or for the payment of debts incurred, and when the question of incurring such indebtedness is submitted to the qualified electors of said municipality as provided by law?

In favor of the amendment ☐

Opposed to the amendment ☐

Amendment No. 3

Shall Section 5, Article X of the Constitution of this State limiting the bonded indebtedness which may be incurred by political subdivisions of this State, be amended so as to eliminate the provision exempting the County of Beaufort and the townships, school districts and other political subdivisions of the county from such limitation?

In favor of the amendment ☐

Opposed to the amendment ☐

Amendment No. 4

Shall Section 5, Article X of the Constitution of this State limiting the bonded indebtedness which may be incurred by political subdivisions of this State, be amended so as to eliminate the provision exempting Beaufort from such limitation?

In favor of the amendment ☐

Opposed to the amendment ☐

Amendment No. 5

Shall Section 5, Article X of the Constitution of this State limiting the amount of bonded indebtedness which may be incurred by a political subdivision of this State be amended so as to exempt the County of Beaufort and any political subdivision within such county from the limitations imposed by this section, or by any other constitutional provision, limiting the amount of bonded indebtedness which may be incurred by a political subdivision of this State?

In favor of the amendment ☐Opposed to the amendment ☐

Those voting in favor of one or more of the foregoing amendments shall mark the ballot with a check or cross mark in the square after the words 'In favor of the amendment' which immediately follow the appropriate amendment, and those voting against one or more of the foregoing amendments shall mark the ballot with a check or cross mark in the square after the words 'Opposed to the amendment' which immediately follow the appropriate amendment."

(R1171, H2602)

No. 953

An Act To Provide For The Levy Of Taxes For County, School And Other Purposes For The Year 1960-1961, And Direct The Expenditure Thereof In Beaufort County; To Provide For Borrowing Money Under Certain Circumstances; And To Otherwise Regulate The Fiscal And Financial Affairs Of The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of so many mills as are necessary is hereby levied on all taxable property in Beaufort County, for county and school purposes, for the fiscal year beginning July 1, 1960, and ending June 30, 1961, for the amounts and purposes hereinafter mentioned. The millage levy shall not exceed that number of mills, or fractions thereof, actually necessary to raise the sums herein appropriated. Such millage shall be determined by the Beaufort County Auditor and Treasurer, subject to the approval of a majority of the Beaufort County Legislative Delegation, including the Senator.

SECTION 2. For the fiscal year commencing July 1, 1960, there is hereby appropriated out of the general funds, if so much be necessary, the following:

Item 1. Roads, Bridges, Docks and Drainage\$ 95,000.00

Total, Item 1\$ 95,000.00

Provided, not more than eighty thousand dollars of this item shall be used for salaries, maintenance and operation of equipment for the construction and upkeep of Roads, Bridges, Docks

and for Drainage and the remainder of the funds of this item, or as much as may be necessary, shall be used for the purchase of equipment and machinery.

Provided, further, that the Road Supervisor shall advertise and receive sealed bids in the purchase of all equipment and supplies of a value in excess of two hundred dollars where practicable.

Provided, further, that any drainage projects upon which funds from this item are expended shall be according to plans and specifications approved by the Soil Conservation Service of the United States, and not more than \$10,000.00 of this item shall be expended upon such projects.

Item 2. Salaries:

Supervisor	\$ 5,534.00
Clerk, County Board of Directors	3,300.00
Clerk of Court	2,286.90
Deputy Clerk of Court	2,640.00
Sheriff	5,232.15
Clerk to Sheriff	3,300.00
Assistant Clerk for Sheriff's Office	2,400.00
Chief Deputy Sheriff	5,141.00
Sergeant (Deputy)	4,900.00
Deputy Sheriffs 5 @ \$4,719.00 each, 1 @ not in excess of \$4,200.00	27,795.00

Provided, the Sheriff's department shall enforce the provisions of Act No. 47 of the Acts of 1955, as amended, and shall work with and assist the Special Tax Assessor and the Auditor to accomplish the purposes of such act. One deputy shall be assigned to correlate and report the violations of such act discovered by the Sheriff's department. Such reports shall be made on duplicate forms to be prescribed by the County Board of Directors. One copy shall be given to the Auditor and one copy shall be given to the County Board of Directors.

Provided, further, that two Deputy Sheriffs shall be assigned for duty in Bluffton and Hilton Head Townships.

Jailer	2,746.70
Treasurer	2,922.15
Two Clerks, Treasurer's Office	5,280.00
Auditor	2,922.15
Special Tax Assessor	6,000.00
Office Expenses, including mileage at the rate of seven cents a mile	800.00
<i>Provided</i> , the Special Tax Assessor shall have the sole charge of and responsibility for the county's blueprint machine and shall charge for, collect and remit to the County Treasurer all funds received for the use of such machine other than for county purposes.	
Two Clerks, Auditor's Office	5,280.00
Attorney	300.00
Coroner	1,386.00
Board of Directors (Chairman)	526.50
Directors (four @ \$393.50)	1,574.00
Janitor, Courthouse	2,178.00
Janitor, County Office Building	2,178.00
Judge of Probate	1,808.10
<i>Provided</i> , the Judge of Probate is authorized to charge a fee of five dollars for marriage licenses.	
Constables:	
Daufuskie Island	300.00
Hilton Head	300.00
Magistrates:	
Beaufort Township	2,420.00
St. Helena Township	1,705.00
Sheldon Township	1,485.00
Bluffton Township	1,182.50
Daufuskie Island	687.50
Hilton Head	1,000.00
Total, Item 2	\$107,510.65

Item 3. Health Unit:

Health Unit	\$ 17,500.00
<i>Provided</i> , the above appropriation for expense of Health Unit shall be paid out as directed by the State Health Officer; <i>provided</i> , further, that	

there shall be employed for Beaufort County a Health Officer, two nurses, two sanitary inspectors and two clerks, unless waived in writing by the Beaufort County Legislative Delegation.

Social Diseases \$ 1,000.00

Provided, the above appropriation for Social Diseases shall not be used until the sum of two thousand five hundred dollars is made available by the State Board of Health, the Federal Government, or any agency thereof.

Total, Item 3 \$ 18,500.00

Item 4. Public Buildings:

Public Buildings, including water, fuel and insurance \$ 15,000.00

Provided, the amount of money herein appropriated for Public Buildings shall include fuel necessary for the use of the Beaufort County Jail and the monthly base rate for phone service at the Lady's Island fire tower.

Total, Item 4 \$ 15,000.00

Item 5. Printing, Postage and Stationery \$ 10,000.00

Provided, that no purchase shall be made under this item in excess of one hundred dollars except upon competitive bids where practicable.

Total, Item 5 \$ 10,000.00

Item 6. Sheriff's Expenses:

Operation of Department, purchase, maintenance and repair of equipment \$ 21,600.00

Special Deputies—Hilton Head and Hunting Island 400.00

Total, Item 6 \$ 22,000.00

Provided, the amount herein appropriated for Sheriff's Expenses shall cover all fees allowed in Section 27-401, Code of Laws of South Carolina, 1952, and cover all other authorized expenses and all service of jury venire.

Item 7. Farm and Home Demonstration:

White:

Salary, Farm Agent	\$ 300.00
Contingent Fund, Farm Agent	100.00
Clerical Assistance, Farm Agent and Home Agent	420.00
Contingent Fund, Home Demonstration Agent	100.00
Salary, Home Demonstration Agent	300.00
Women's Short Course	35.00
4-H Camp	200.00

Colored:

Salary, Farm Demonstration Agent	748.68
Home Demonstration Agent	740.00
Clerical Assistance, Farm and Home Demonstration Agents	1,200.00
Demonstration Supplies, Home Agent	50.00
4-H Camp	200.00

Total, Item 7\$ 4,393.68

Provided, the mimeograph machine now in the office of the Farm and Home Agents shall be available for the use of other officials of the county, but shall remain in the office of the Farm and Home Demonstration Agents.

Item 8. Jail Expenses, including dieting\$ 9,000.00

Provided, the amount of money herein appropriated under Item 8 for Jail Expenses shall include the dieting of prisoners; *provided*, further, that the jailer shall diet all prisoners in his care at cost, such cost not to exceed eighty-five cents per day for each prisoner. The jailer shall, at the end of each month, file with the County Board of Directors an itemized statement showing the number of prisoners dieted each day during the month and he shall be reimbursed at the rate above provided. The City of Beaufort prisoners may be lodged at a charge of one dollar and fifty cents per diem per prisoner, which total amount shall be credited to Item 8.

Total, Item 8\$ 9,000.00

Item 9.	Bond premiums and Miscellaneous Items	\$ 7,000.00
	<i>Provided</i> , the funds appropriated in this item shall be expended upon the approval of the County Board of Directors for the purposes of bond premiums, rents, Workmen's Compensation Insurance premiums, and freight.	
	Total, Item 9	\$ 7,000.00
Item 10.	Post Mortems, Lunacies, etc.	\$ 1,250.00
	Total, Item 10	\$ 1,250.00
Item 11.	South Carolina Retirement System, County's share, and Social Security, County's share.	\$ 10,000.00
	Total, Item 11	\$ 10,000.00
Item 12.	Travel:	
	County Service Officer	\$ 900.00
	All other County Officers	280.00
	Total, Item 12	\$ 1,180.00
	<i>Provided</i> , the members of the County Board of Directors shall be allowed seven cents per mile for actual distance traveled in attendance on meetings of the board and, in addition to such mileage, shall receive actual expenses not exceeding two dollars per day for each day in attendance on such meetings of the board. The directors, showing mileage traveled and expenses incurred in attendance, shall file a statement with the clerk of the board of directors.	
Item 13.	Department of Public Welfare	\$ 1,200.00
	Salary supplement for director	1,000.00
	Total, Item 13	\$ 2,200.00
Item 14.	Miscellaneous:	
	Board of Registration	\$ 200.00
	National Guard Unit	750.00
	Vital Statistics	375.00
	Beaufort County Civil Defense	900.00

Beaufort County Chamber of Commerce	3,140.00
Hilton Head Chamber of Commerce	1,000.00
Beaufort County Water Festival Committee ...	1,000.00

Total, Item 14\$ 7,365.00

Provided, that the Beaufort County Chamber of Commerce, the Hilton Head Chamber of Commerce and the Beaufort County Water Festival Committee shall submit to the Beaufort County Legislative Delegation a semiannual accounting of all expenditures of funds appropriated to each of them under this item.

Item 15. Jurors, Witnesses and Court Bailiffs\$ 5,500.00

Provided, the clerk of court and the sheriff shall pay a per diem of five dollars to all persons serving as jurors or court bailiffs and three dollars per diem to witnesses.

Total, Item 15\$ 5,500.00

Item 16. Beaufort County Development Board:

Director	\$ 11,666.67
Stenographer	3,000.00
Office Expenses	700.00
Travel Expenses	3,000.00
Per Diem for Board and Miscellaneous	1,400.00
Advertising, Promotion and Publications	4,500.00

Total, Item 16\$ 24,266.67

Provided, that the facilities and employees shall be available for use of the Planning Board, Beaufort County Water Authority, Port Royal Ports Authority and the Legislative Delegation.

Item 17. Beaufort County Water Authority, Planning Board and Port Royal Ports Authority\$ 3,000.00

Provided, that the funds appropriated under this item shall be expended only upon the prior ap-

proval of the majority of the Beaufort County
Legislative Delegation.

Total, Item 17 \$ 3,000.00

GRAND TOTAL \$343,166.00

SECTION 3. Building permits may be issued by the auditor, magistrates or Sheriff of Beaufort County and shall identify the property upon which the construction is proposed to be done in such manner as to enable the Special Tax Assessor to determine the exact location thereof. The person issuing the permit shall assist the Tax Assessor in locating such property on the County Tax Maps.

On or before the tenth day of each month, a record of all building permits issued during the preceding month shall be filed with the Special Tax Assessor.

The Sheriff's department shall enforce the provisions of Act No. 47 of the Acts of 1955, as amended, and shall work with and assist the Special Tax Assessor and the Auditor to accomplish the purposes of such act. One deputy shall be assigned to correlate and report the violations of such act discovered by the Sheriff's department. Such reports shall be made on duplicate forms to be prescribed by the County Board of Directors. One copy shall be given to the Auditor and one copy shall be given to the County Board of Directors.

SECTION 4. There is hereby appropriated out of the general county funds the sum of ten thousand dollars, if so much be necessary, as a contingent fund, three thousand dollars of which may be spent upon the direction of the County Board of Directors to take care of any contingencies arising in the administration of matters for which appropriations are made, and seven thousand dollars of which may be disbursed by the treasurer and spent upon the direction of a majority of the legislative delegation, including the Senator, to take care of any contingencies arising for which no appropriations are made.

SECTION 5. All monies paid to the Treasurer, the Sheriff or other public officials of Beaufort County, as interest on the deposit of funds in their custody, shall be accounted for by such officials as public funds are accounted for. The interest received on account of such deposit of funds shall be added to the principal of such fund.

SECTION 6. All claims upon accounts, special expense accounts and expenditures herein authorized to be paid by the County Board

of Directors, the County Board of Education and all other county agencies, except the salaries of officials as fixed herein and salaries of school teachers, shall first be itemized and verified by the payee and filed in the office of the respective board or agency before being paid by same. All authorized mileage shall be paid at the rate of seven cents per mile.

SECTION 7. The county treasurer is hereby authorized to borrow, in anticipation of the collection of taxes herein levied for general purposes and of other funds to be credited to the general county account, in an amount not to exceed fifty thousand dollars, if same be necessary; and he is hereby also authorized to borrow, in anticipation of school taxes herein levied, in an amount not to exceed one hundred fifty thousand dollars; if the funds are available in sinking funds in his hands the treasurer may loan such amount, taking the note of the County Board of Education, payable in not more than ten months, and bearing interest at not more than four per cent per annum. All interest earned on such loans shall be credited to the account from which the loan was made.

SECTION 8. For the maintenance of Beaufort Township Library there is hereby appropriated the sum of seven thousand dollars, and the Auditor and Treasurer of Beaufort County are hereby authorized to levy and collect the necessary number of mills on all taxable property in Beaufort Township, to be expended by the trustees of the library. The county treasurer, on or about the first of February of each year, shall report to the Legislative Delegation all funds collected from this source as well as showing all amounts turned over to the trustees of the library. All unexpended funds collected for the purpose herein stated, which remain unexpended at the end of each year, shall be credited by the county treasurer to the trustees of the library for the ensuing year and shall not be turned into the county funds.

SECTION 9. For the maintenance of the Saint Helena Township Library there is appropriated the sum of two thousand two hundred dollars to be expended by the trustees of the library. The Auditor and Treasurer of Beaufort County are authorized to levy and collect on all the taxable property of Saint Helena Township the necessary number of mills to raise an amount sufficient to make the above amount available for the fiscal year 1960-1961.

SECTION 10. To finance the maintenance and operation of the public school system of Beaufort County for the school year 1960-1961, there is hereby appropriated the sum of one million six hundred twenty-six thousand five hundred sixty-five dollars, to be expended for the following purposes in the amounts indicated:

	<i>Dist. No. 1</i>	<i>Dist. No. 2</i>	<i>Co. Bd.</i>	<i>Total</i>
Administration	22,000.00	12,920.00	41,600.00	76,520.00
Instruction	1,095,187.00	148,293.00	.....	1,243,480.00
Transportation (Co.)	4,850.00	.....	.....	4,850.00
Operation	97,130.00	20,340.00	675.00	118,145.00
Maintenance	33,630.00	15,000.00	600.00	49,230.00
Fixed Charges	12,500.00	2,900.00	125.00	15,525.00
Food Services (Co.)	16,400.00	3,705.00	.....	20,105.00
Capital Outlay	17,300.00	1,200.00	1,000.00	19,500.00
Transportation (Wash)	27,810.00	6,040.00	.....	33,850.00
Lunchroom (Wash) . . . . .	.....	.....	42,000.00	42,000.00
Adult Education	3,000.00	360.00	.....	3,360.00
	<hr/>	<hr/>	<hr/>	<hr/>
	1,329,807.00	210,758.00	86,000.00	1,626,565.00

This appropriation is based upon estimated revenue from county, State and Federal sources, and if such funds as estimated are not available, the operating budget shall be reduced to conform to the revenue. The county board of education is authorized to exceed the expenditure provided for herein by any amount made necessary by any increase in State aid for teachers' salaries.

All liquor tax, beer and wine tax, poll tax, dog tax, and marriage license fees accruing to the county shall be credited to the school fund from which the above appropriation is made, and all State aid to teachers' salaries accruing or paid to the county by the State and all Federal aid under the Farm Veterans program, the G. I. Training program, and the School Lunch program, and any other funds which may be available, shall be paid into the fund. There shall also be paid into the fund all other Federal aid accruing or paid to the county for school purposes.

SECTION 11. To finance the maintenance and operation of the University of South Carolina Extension at Beaufort, S. C., there is hereby appropriated the sum of twenty-six thousand three hundred eleven dollars to be expended as follows:

Salaries

Director	6,000.00	
Secretary	2,080.00	8,080.00
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To University of South Carolina for Instruction	12,600.00	
Purchase of Equipment	3,876.00	
Office, Classroom and Lab Supplies	775.00	
Utilities, Maintenance, Postage and Insurance	980.00	
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		\$ 26,311.00

The Beaufort County Higher Education Commission shall administer the expenditure of these funds. The appropriation herein provided shall be included in the levy for educational purposes and shall be reduced by the amount of any funds received from the State for the purposes herein provided.

SECTION 12. The County Board of Education is directed and authorized to pay out of the salary appropriated in Section 10 for Administration, the following:

Salary—Superintendent of Education\$ 1,320.00

The salary herein provided for the Superintendent of Education shall be in addition to and shall supplement the appropriation made in the State Appropriation Act for the salary of the County Superintendent of Education. The salary hereinabove provided to be paid by Beaufort County shall be paid in equal monthly installments.

SECTION 13. Neither the trustees nor the district superintendents of School Districts No. 1 and No. 2 of Beaufort County shall make any purchase or any contract for a purchase, nor shall they make any expenditure whatsoever of funds appropriated for school purposes, except upon the written approval of the County Superintendent of Education.

SECTION 14. For the operation and maintenance of Beaufort Memorial Hospital there is hereby appropriated the sum of twenty thousand dollars, if so much be necessary, to be paid to Beaufort Memorial Hospital in equal quarterly installments.

On the request of the Board of Regents of the Beaufort Memorial Hospital Association, or its duly authorized agent, the Sheriff of Beaufort County shall provide transportation from any part of Beaufort County to the Beaufort Memorial Hospital of charity patients in

the event of an emergency or a great need for the early transportation of such patient or patients to the hospital for the emergency or urgent treatment, operation, etc.

SECTION 15. In order to facilitate the preparing of the county supply act by the Legislative Delegation, the county treasurer shall, on or before the first day of February of each year, in writing, report to the Legislative Delegation the amount of county funds coming into his hands during the preceding calendar year, giving the source of such funds. He shall further report the disbursements made by him during the preceding calendar year showing the amounts disbursed on vouchers by the board of education, certificates or warrants of the clerk of court, and interest and principal paid on bonds. The county treasurer shall annually, not later than February first of each year, furnish the members of the Legislative Delegation with a detailed statement of the status of the bond account, school, county and Township of Beaufort County.

The County Board of Education of Beaufort County shall on or before the first day of February of each year report to the Legislative Delegation, in writing, a detailed statement of all revenues allotted for school purposes for the preceding school fiscal year and all disbursements made by it for school purposes for the preceding fiscal year. It shall also furnish to the Legislative Delegation on or before February first of each year an estimate of all anticipated revenues for the present school fiscal year. It shall also furnish to the Legislative Delegation an estimate of all revenues to be allotted or received for school purposes for the next school fiscal year, and also an estimate of all disbursements for the next school fiscal year.

SECTION 16. There is hereby appropriated the sum of one thousand dollars, if so much is necessary, for the completion and lighting of the County Airports.

The County Board of Directors may enter into an agreement with the South Carolina Aeronautics Commission for the operation and maintenance of the airport. Any expenses incurred are to be paid out of the funds herein appropriated.

SECTION 17. There is hereby appropriated out of ordinary county funds of the county the sum of fifteen hundred dollars, if so much be necessary, to have an audit made of county offices, and a copy

of the audit forwarded to each member of the Legislative Delegation, solicitor and foreman of the Grand Jury.

SECTION 18. Any motor vehicle confiscated pursuant to law by law enforcement officials of Beaufort County and any motor vehicle abandoned on the highways of Beaufort County and unclaimed after the notice provided for by law may be retained by such confiscating authorities for use in law enforcement purposes within the county.

SECTION 19. The Beaufort County Board of Directors may rent to any person the road equipment of Beaufort County under the following conditions:

(a) The county equipment must have been engaged in the performance of county work immediately preceding such rental at the site of the job or project for which it is desired to be rented;

(b) The equipment shall be operated by a county employee regularly employed for such purpose and the rental of such equipment shall be charged for at the rate then prevailing in Beaufort County and the value of the work done shall not exceed fifty dollars.

Provided, that upon the board of directors' determination that an emergency need for the equipment exists such of the above limitations shall not apply.

SECTION 20. No person or position for which a salary is specifically appropriated in this act shall be paid or receive additional compensation from county funds for service performed in the job or position for which such salary is appropriated.

SECTION 21. All acts or parts of acts inconsistent herewith are repealed.

SECTION 22. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act Authorizing The Supervisor Of Berkeley County To Sell Certain Real Estate, In Moncks Corner, Owned By The County And To Provide How The Sale Shall Be Made And How The Proceeds Shall Be Used.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County to sell "Old Peoples Bank Building" property.—The Supervisor of Berkeley County is hereby authorized to sell and convey, at private sale, property with the improvements thereon, now owned by Berkeley County, situate on Main Street in the City of Moncks Corner, commonly known as the "Old Peoples Bank Building" which is the identical premises conveyed to the county by J. H. Law, Receiver of the Peoples Bank of Moncks Corner, by a deed recorded August 22, 1933, in the Clerk's Office for Berkeley County in Deed Book C-28 at page 61. Before any sale or agreement to sell is made, the supervisor shall have the property appraised by three competent real estate appraisers and after the appraisal, the supervisor is authorized to sell this property at the highest appraisal figure or for the sum of fifteen thousand dollars, whichever shall be greater. The terms of the sale shall be for cash only.

SECTION 2. Proceeds.—The proceeds derived from the sale shall be deposited by the supervisor with the county treasurer who shall place the funds in a special account with ten thousand dollars to be used for the construction of the Auxiliary Health Center in the Town of St. Stephen and the remainder to be used for repairs on the Berkeley County Health Center at Moncks Corner.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R818, H2428)

No. 955

A Joint Resolution Providing For The Open Season For The Shooting Of Male Wild Turkeys In Berkeley County For The First Half Of The Year 1960.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County—turkey season.—Notwithstanding any other provisions of law, in Berkeley County, for the first half

of the year 1960 the open season for the shooting of male wild turkeys shall be from March fifteenth to April fifteenth, inclusive.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R819, H2429)

No. 956**A Joint Resolution Providing For The Open Season For The Catching Of Shad In Berkeley County For The Year 1960.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Berkeley County—shad season for 1960.—Notwithstanding any other provision of law, for the year 1960 the open season for the catching of shad in Berkeley County shall be from February first to April fifteenth, inclusive.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R820, H2446)

No. 957

An Act To Redefine The Boundaries Of Hanahan Public Service District In Berkeley County; To Provide Alternative Methods For The Raising Of Moneys Required To Renovate The Existing Waterworks System Of The District; To Extend, Enlarge And Improve The System For The Disposal Of Sewage In The District By Issuance Of General Obligation Bonds, Additionally Secured By A Pledge Of Revenues From The Sewage Disposal System Of The District And Bonds Payable Solely From Revenues

Derived From Said System; To Make Provision For The Payment Of Any Bonds Issued Pursuant To This Act; To Authorize The District To Contract With The Commissioners Of Public Works Of The City Of Charleston For The Collection Of Charges To Be Imposed By The Hanahan Public Service Commission For Sewage Disposal Service; And To Require Persons Living In The District To Connect To And Utilize The Sewage Disposal System.

Whereas, the General Assembly finds that:

1. The Hanahan Public Service District was first created by Act 784 of the Acts of 1942, and therein designated as the "Highland Park Fire and Water District." By Act 909 of the Acts of 1948 the name of the district was changed to Hanahan Public Service District. The boundaries of the district have been changed more than once, and certain plat references to the boundaries contained in statutes relating to the district are not as clear as might be desirable. Recently, the governmental body of the district, designated by the name "Hanahan Public Service District," (hereafter referred to as "the commission,"), procured the services of an engineering firm, which, after consultation with the administrative officers of Berkeley County, prepared a plat showing the boundaries of the district. The area shown by this plat has been consistently treated by such administrative officers as constituting the district, and it has been determined by the General Assembly that in view of the substantial undertaking authorized by this act, this plat should be recorded and recognized as setting forth the correct boundaries of the district.

2. While the function of constructing and operating a waterworks distribution system and a sewer system was devolved upon the district many years ago, only a small part of the district is served by the water distribution system of the district. This system has wooden water mains and has no individual service meters. The remainder of the district is served by the municipally owned and operated waterworks system of the City of Charleston, which is operated by the Commissioners of Public Works of the City of Charleston (hereafter referred to in this act as "the commissioners"). The commission believes that it is to the interest of all concerned that the entire district be served by the Charleston Waterworks System, but has been unable to persuade the commissioners to accept a deed of gift, conveying to the commissioners the system of the district, because of its anti-

quated and unsatisfactory condition. The commission has recommended, and it is the intention of this act, that a means be provided whereby the waterworks system can be put into workable condition, and then conveyed, without monetary consideration, to the commissioners, in order that the entire district can be served by the Charleston Waterworks System, and in order to provide a means for the financing which is required to provide for the improving of the sewer system of the district.

3. About one-third of the district is served by a sewage disposal system which is owned and operated by the district. The cost of constructing the system and its operation has been paid for through ad valorem taxation. The district is almost altogether residential, and has experienced great growth. It is in close proximity to the many factory and governmental installations in and about the City of Charleston, making it a popular place of residence for those attached to, or working, or serving in such installations. A recent house count indicates that there are more than thirteen hundred residences in the district.

4. Sewage, not disposed of by the system of the district, is cared for by septic tanks. The large number of septic tanks within the area constitutes a serious health menace. To remedy this situation, engineers employed by the district have surveyed the district and have recommended that the waterworks system of the district be put into first class condition, and be donated to the commissioners, and that the sewage disposal system of the district be enlarged so as to collect, treat and dispose of all sewage of the district. The recommendation contemplates that the cost of proper sewage disposal facilities be financed through the issuance of long term bonds, payable either solely or primarily from revenues derived from those who use the sewage disposal facilities. In order to provide a practical method of imposing and collecting a charge for the use of the sewage disposal system, it has been recommended that the district enter into a contract with the commissioners, which will obligate the commissioners to collect, as a part of the bill rendered by the commissioners for water service, the sewer charge to be imposed by the district, and that the commission and the commissioners agree to require all who utilize both water and sewer services to pay the bill rendered for such services as an entirety, and thus enable the discontinuance of service from all who fail to pay the single bill for

both water and sewer charges. Legislation authorizing the commissioners to make such a contract is intended to be enacted substantially simultaneously with this act.

5. By reason of all of the foregoing, the General Assembly is minded:

(a) to redefine the boundaries of Hanahan Public Service District;

(b) to expressly authorize the commission to enlarge, extent and improve its system for the collection, treatment and disposal of sewage;

(c) to authorize the commission, and to provide a means to put the existing waterworks system of the district in good repair and working order;

(d) to authorize the conveyance of the district's waterworks system to the commissioners upon the agreement of the commissioners to collect sewer charges for a period of not less than twenty years;

(e) to authorize the issuance of general obligation bonds, additionally secured by a pledge of the net revenues of the sewage disposal system as one means of financing the renovation of the waterworks system and the extension, enlargement and improvement of the sewage disposal system;

(f) to make available to the commission certain general statutes relating to the issuance of revenue bonds, with the minor variations herein set forth, so that the program now contemplated, as well as future programs for improving, extending and enlarging the sewage disposal system may be financed by revenue bonds of the tenor authorized by such statutes;

(g) to authorize the commission to adopt regulations for the preservation of the health of those living in the district by requiring all whose property can be served by the sewage collection facilities, existing or contemplated, to connect thereto and to use the same; and

(h) to provide a means whereby property owners can be required to comply with such regulations. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Hanahan Public Service District—area.—The boundaries of the Hanahan Public Service District in Berkeley County shall be those set forth on a plat drawn by Cummings and McCrady, Architects-Engineers, dated February, 1960, and bearing the

legend, "Hanahan Public Service District." Copies of said plat shall be recorded in the offices of the Clerk of Court, the Auditor, and the Treasurer of Berkeley County. The boundaries of the district, as shown on the plat, are as follows:

Beginning at the southwestern corner of Berkeley County, said point being on the western right of way line of the A. C. L. Railroad and near the northern edge of the Remount Road, thence in a northerly direction along the western boundary of Berkeley County to the north property line of property of the Commissioners of Public Works (formerly a part of the Nixon tract), thence N. 73° - 28' -29" E to the center line of the channel of Goose Creek, thence down stream along the center of Goose Creek to the lands of the Charleston Transportation Depot, thence in a southwesterly direction along the northern property line of the Charleston Transportation Depot to the S. A. L. Railroad, thence in a southerly direction along the eastern right of way of the S.A.L. Railroad to the Charleston County line, thence in a western direction along the southern line of Berkeley County to the point of beginning.

SECTION 2. Improve waterworks system.—The commission is hereby specifically authorized to renovate and improve its existing waterworks system and to construct, and from time to time improve and enlarge, and thereafter operate and maintain, such system for the collection, treatment, and disposal of sewage as the commission shall from time to time determine to be necessary.

SECTION 3. Issue bonds—pledge—dates—maturity—interest—redemption—sale—exempt from taxes—execution—payment—proceeds.—As one method of raising money for the purposes specified in Section 2 of this act, the commission, on behalf of the district, shall be empowered to issue not exceeding seven hundred fifty thousand dollars of general obligation bonds of the district, whose proceeds shall be used for said purposes, including the payment of such interest on the bonds as may be capitalized. General obligation bonds shall be issued only in the event the election required by Section 4 of this act shall result favorably. All or any general obligation bonds issued pursuant to this section may be additionally secured by a pledge of the net revenues to be derived from the operation of the sewage disposal system to such extent as the commission shall determine to pledge the same, it being specifically recognized that the

district may thereafter wish to provide for further obligations of the district, secured by a pledge on a parity with the pledge herein required. The words "net revenues" as used in this section shall mean that sum remaining from the aggregate of all moneys realized by the district from rates and charges imposed and collected, after paying the cost of operation and maintenance of the facility. If, pursuant to this section, general obligation bonds are issued:

(a) They shall be issued as a single issue or, from time to time, as several separate issues. They shall bear such date or dates as the commission shall determine, and the bonds of any issue shall mature in such equal or unequal annual installments as may be determined by the commission. They shall be made payable at such place or places as the commission shall prescribe, and shall bear interest at such rate or rates, payable in such manner as the commission may determine. The bonds may be registered, with the privilege to the holder of having them registered, as to principal on the books of the Treasurer of Berkeley County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the commission may prescribe. Any bond issued pursuant to this section may be made subject to redemption prior to its stated maturity on such terms and conditions, and with such redemption premium, as the commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries at public sale, and at least ten days prior to any sale, notice announcing the intention to receive bids for the sale of such bonds shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale the commission shall reserve the right to reject any and all bids, and if all bids shall be rejected, the commission may negotiate privately for the disposition of such bonds.

(c) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

(d) Such bonds shall be executed in such manner as may be prescribed by the commission. *Provided*, however, that neither the members of the commission, nor any person signing the obligations shall be personally liable thereon.

(e) There shall be irrevocably pledged for the payment of the bonds and interest thereon, as the same mature, the full faith, credit

and resources of the district, and the Auditor and Treasurer of Berkeley County, respectively, are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest thereon as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at their respective maturities. The bonds may be additionally secured by such pledge of the net revenues which the district may derive from the operation of the sewage disposal system as the commission shall provide. In such event, such net revenues as shall be available shall be delivered to the Treasurer of Berkeley County prior to the occasion when the auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid actually in the hands of the Treasurer of Berkeley County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subsection (e) of this section need not, in the discretion of the commission, be exclusive, and the commission may reserve the right to issue further bonds, payable in whole or in part, from such net revenues, on a parity with the bonds authorized by this section, under such conditions as the commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Berkeley County in a separate and special fund, and shall be expended upon the warrants or orders of the commission for the purposes specified herein, and no others, except that any premium received shall be deposited with the Treasurer of Berkeley County and by him applied to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Berkeley County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds nor any subsequent holders thereof shall be responsible for the proper application of the proceeds of sale.

SECTION 4. Election on bond issue.—The commission is empowered to make provision for the holding of a special election in the district, on a date to be fixed by the commission, at which time there shall

be submitted to the qualified electors of the district the question of issuing general obligation bonds of the district for the purposes authorized by Section 2 of this act. The election shall be conducted by the Commissioners of Election for Berkeley County, who shall give notice thereof by publication once each week for three successive weeks prior thereto; in one or more newspapers with general circulation in the district, stating the question to be submitted at the election, and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted in each of the several polling precincts of the district as the same are now established by law, and at the regular voting place therein, if such be within the district; otherwise, the commissioners of election shall designate a suitable voting place within such precinct. The question submitted shall show on its face the primary purpose or purposes for which the proceeds of the bond issue are to be expended and with the blank set forth therein appropriately completed. Such question shall be substantially in the following form: "Shall the Hanahan Public Service District issue bonds in a sum not exceeding seven hundred fifty thousand dollars, the proceeds of which shall be used for the renovation of the existing waterworks system of the district and for the enlargement, extension and improvement of the sewage disposal system of the district?"

Yes

No"

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds he shall erase or strike through the word "No", and that if he is opposed to the issuance of bonds, he shall erase or strike through the word "Yes." The managers of election at each voting place shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Commissioners of Election for Berkeley County, who shall declare the result of the election. If the commissioners of election determine that a majority of the voters voting in the election voted in favor of the issuance of bonds, the bonds, or any part thereof, may be issued as provided in Section 3 of this act. Save and except as herein provided, the election shall be conducted in accordance with the provisions of the South Carolina Election Law.

SECTION 5. Borrow money—issue bonds—payment—powers.—
In order to provide further methods by which the district may from

time to time raise money, the commission may, on behalf of the district, borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness, payable solely from all or any part of the revenues derived from the operation of the sewage disposal system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of such system, or such sum as may be needed to pay the cost of any extension, addition and improvement to such system, and also such sum as may be needed to renovate the existing waterworks system of the district to a condition acceptable to the commissioners. If this authorization be available of, then neither the faith and credit of the State of South Carolina, nor of Berkeley County, nor of the district, shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the commission, nor any person signing the obligations, shall be personally liable thereon. To the end that a convenient procedure for borrowing money pursuant to this section may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Article 9, Chapter 3, Title 59, and by Chapter 5, Title 59, Code of Laws of South Carolina, 1952, as now or hereafter constituted, it being the intent of this provision that further amendment and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this section. In exercising the powers conferred upon the district by such Code provisions, the district may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such Code provisions. Specifically, and notwithstanding contrary provisions in any of such Code provisions, if contrary provisions there be, the district may:

(a) Provide that such bonds, notes or other evidences of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its sewage disposal system as such net revenues may be defined by the commission.

(b) Covenant and agree that upon its being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(c) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the sewage disposal system, whose revenues are pledged for the payment of such obligations, in accordance with and in the order of priority prescribed by the resolutions adopted by the commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness.

(d) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve.

(e) Make such provisions for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the commission shall approve.

(f) Covenant and agree that the payments into any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in fixed amounts.

(g) Covenant and agree that no free service will be furnished to any person, firm, corporation, municipal corporation or any subdivision or division of the State.

(h) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(i) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequences may be waived.

SECTION 6. Contract for use of sewage disposal facilities.

—The commission shall be authorized to enter into contracts with the commissioners on terms and conditions to be mutually agreed upon, by which the commission shall constitute the commissioners the agent of the commission for the purpose of collecting such charges as the commission shall from time to time impose upon those who utilize its sewage disposal facilities, and to empower the commissioners as such agent to disconnect service upon failure of any user to pay such charges. As due consideration for such undertaking by the commissioners, the commission may convey to the commissioners the water distribution system of the commission.

SECTION 7. Adopt regulations.—The commission is expressly empowered to adopt regulations requiring those persons maintaining residences or other buildings on lands accessible to the sewage disposal facilities of the district to connect to and utilize such facilities. Such regulations are authorized in the interest of the health of the district, and the commission is expressly authorized to apply to any court of general jurisdiction for the enforcement of such regulations through the means of mandatory injunction or other remedial process.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R823, H2478)

No. 958

An Act To Authorize The Supervisor And Treasurer Of Berkeley County To Borrow Forty Thousand Dollars for Construction Of An Addition To Hanahan High School And To Provide For The Repayment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Berkeley County to borrow money for addition to Hanahan High School.—The Supervisor and Treasurer of Berkeley County shall immediately borrow forty thousand dollars for the matching of anticipated federal funds to be used in the construction of an addition to Hanahan High School in Berkeley County. The loan shall be repaid in three equal annual installments, or sooner if revenue permits, with interest at a rate not to exceed four per cent per annum. The Auditor of Berkeley County shall levy and the Treasurer of Berkeley County shall collect a sufficient tax to repay the loan. The full faith, credit and taxing power of Berkeley County are pledged for the repayment of the loan.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R1131, H2699)

No. 959

An Act To Provide For The Levy Of Taxes For General County Purposes And To Provide For The Levy Of Taxes For School Purposes For Berkeley County For The Fiscal Year Beginning July 1, 1960; To Direct The Expenditures For General County Purposes; To Create The Office Of Tax Collector; And Relating To The Administration Of The Business of Berkeley County.

Be it enacted by the General Assembly of the State of South Carolina :

PART I

SECTION 1. A tax of twelve mills is hereby levied upon all the taxable property of Berkeley County for county purposes for the fiscal year beginning July 1, 1960, which, together with all the monies then in the hands of the county treasurer, or coming into his hands after July 1, 1960, from fines, forfeitures, fees, executions or otherwise, or in the bank or banks for the use of the county and not specifically pledged for some other purpose, shall be used and same is hereby appropriated in the amounts and for the purposes hereinafter stated:

Item 1. Roads and Bridges	\$ 60,000.00
<hr/>	
Total, Item 1	\$ 60,000.00
Item 2. Salaries:	
A. Clerk of Court	\$ 1,200.00
<i>Provided</i> , the Clerk of Court shall receive in addition the fees of his office as provided by law.	
B. Clerks to Clerk of Court (2)	6,000.00
C. Sheriff	5,000.00
<i>Provided</i> , the Sheriff shall receive an allowance of \$250.00 per month for travel and expenses...	
	3,000.00

Provided, further, the Sheriff shall be furnished an automobile for official duties; and the Sheriff's office shall retain fees for service of papers.

D. Clerk to Sheriff 3,000.00

E. (a) Four Deputy Sheriffs—\$300.00 each per month as salary and \$100.00 each per month for travel 19,200.00

Provided, one of the above Deputy Sheriffs shall be stationed in the Hanahan District.

(b) Uniforms, radio equipment and decals for Sheriff's office 2,000.00

F. Tax Collector 4,000.00

Provided, the Tax Collector shall receive an allowance of \$180.00 per month for travel and expenses 2,160.00

Provided, further, the Tax Collector shall be furnished an automobile for official duties.

G. Clerk to Tax Collector 3,000.00

H. (a) Jailer 3,000.00

(b) Matron for Jail—\$25.00 per month 300.00

Provided, a padded cell shall be constructed at the jail; and the funds therefor shall be approved by the County Legislative Delegation after a satisfactory estimate of cost has been presented by the Sheriff.

I. Treasurer (see proviso below) 2,000.00

J. Clerks to Treasurer (2) 6,000.00

K. Auditor (see proviso below) 2,000.00

L. Clerks to Auditor (2) 6,000.00

Provided, the Auditor and Treasurer shall receive in addition to the respective salaries, the fees of their offices as provided by law; the salary paid them by the State, which is \$3,498.00; and the sum of \$600.00 each for travel 1,200.00

M. Probate Judge 3,000.00

Provided, the Probate Judge shall receive all fees of the office, including marriage license fees.

N. Clerk to Probate Judge 3,000.00

O. (a) Master in Equity	1,800.00
<i>Provided</i> , the Master shall receive all fees of the office.	
(b) Stenographer (part time)	1,200.00
P. Coroner	1,000.00
Q. Supervisor	5,000.00
<i>Provided</i> , the Supervisor shall also receive \$150.00 per month for travel	
	1,800.00
R. Clerk to Supervisor	3,000.00
S. Clerk to Solicitor	300.00
T. County Attorney	3,000.00
<i>Provided</i> , the County Attorney shall upon official request furnish legal advice and services to any person holding a county or school office; <i>provided</i> , further, that he shall represent the county in all suits in which the county is named as party, and shall not appear as attorney against the county or any school unit thereof.	
U. Assistant Solicitor	600.00
V. Magistrates and Constables:	
(1) Eleven Magistrates at \$720.00 each	7,920.00
(2) One Magistrate at County Seat	1,920.00
(3) One Magistrate at St. Stephen	1,320.00
(4) One Magistrate at Bonneau	1,320.00
(5) One Magistrate at Hanahan District	1,620.00
(6) Office rent for Magistrates	1,740.00
<i>Provided</i> , that each magistrate before receiving his salary for any month shall file with the county treasurer, on or before the fifth day of the ensuing month, an itemized statement of all cases handled during the month for which he is being paid, showing the fines or sentences imposed or other disposition made of cases; and at such time shall pay over to the Treasurer all fines or forfeitures collected for the County. His failure to do so shall cause the forfeiture of his salary for the month or months of such failure.	
(7) Sixteen Constables at \$720.00	11,520.00

Provided, that no Constable is provided for the Magistrate at the County seat as processes issued by him shall be served by the Sheriff's office.

(8) Magistrate's Constable at Hanahan District including duties of policing area—salaries and travel 9,600.00

Provided, a breakdown of this appropriation shall be approved by a majority of the County Legislative Delegation prior to disbursement.

W. Radio Dispatcher—Hanahan District 3,000.00
X. Janitors—Office Building and Courthouse 6,000.00
Y. Special Beach Deputies 1,200.00
Z. Berkeley County Civil Defense 6,000.00

Provided, a budget showing details of this appropriation shall be approved by a majority of the County Legislative Delegation.

Total, Item 2 \$145,920.00

Item 3. County Health Department:

Operation, Maintenance and Incidentals \$ 15,000.00

Total, Item 3 \$ 15,000.00

Item 4. County Boards and Farm Offices:

A. County Board of Education (\$100.00 each) ... \$ 600.00
B. (1) Nine County Tax Assessors 1,350.00
(2) Tax Board of Review 1,350.00
C. Boys' 4-H Club Work 250.00
D. Girls' 4-H Club Work and Women's Work 250.00
E. Clerk to Home Demonstration Agent (part time) 540.00
F. Clerk to County Agent (Supplement) 540.00
G. Demonstration Supplies, both offices 50.00
H. Stamps and Incidentals, both offices 50.00
I. Negro Agriculture Agent (Supplement) 720.00
J. Negro Home Demonstration Agent (Supplement) 720.00
K. Negro Boys' 4-H Club Work 250.00
L. Negro Girls' 4-H Club Work and Women's Work 250.00
M. Office expense—Negro Ag. and H. D. Agents .. 125.00
N. Clerical Expense—Negro Ag. and H. D. Agents 1,500.00

O. Soil Conservation Committee	200.00
P. Supplement County Agent and Asst. Agent for travel, \$480.00 each	960.00
Q. Second Assistant Agent for Travel	240.00
<hr/>	
Total, Item 4	\$ 9,945.00
Item 5. Department of Public Welfare:	
A. Supplement to County Director's Salary	\$ 600.00
B. Travel for four Field Workers	1,600.00
C. Foster Home Care	1,500.00
D. Emergency Relief	1,000.00
E. Conference Attendance Expenses	75.00
F. Salary Supplement—Child Welfare Worker	1,200.00
<hr/>	
Total, Item 5	\$ 5,975.00
Item 6. Jail and Prisoners:	
A. Maintenance of Prisoners for dieting, etc., claims to be approved by Sheriff	\$ 5,000.00
B. Transporting Prisoners	500.00
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Total, Item 6	\$ 5,500.00
Item 7. Miscellaneous Appropriations:	
A. Jurors, Witnesses and Bailiffs	\$ 1,800.00
<i>Provided</i> , that jurors at Coroner's inquest shall receive pay in the same manner and amount as circuit court jurors.	
B. Assistant to aged, helpless and poor by the county	3,600.00
C. Post-mortems, inquests and lunacies	1,000.00
D. Courthouse and County Office Building—Maintenance and Operation	18,000.00
E. Workmen's Compensation and Retirement	12,000.00
F. Printing, postage, record books, and office supplies for county offices	5,000.00
<i>Provided</i> , prior to purchases desired hereunder, requisitions shall be made to the county supervisor and approved by him before such purchases shall be made.	

G. Vital Statistics	675.00
<i>Provided</i> , that each registrar shall receive fifty cents per registration. No registrar shall receive less than twenty-five dollars per year.	
H. Berkeley County Library—salaries, operation and maintenance	18,000.00
<i>Provided</i> , a budget showing details of this appropriation shall be approved by a majority of the County Legislative Delegation.	
I. Miscellaneous Contingent Fund	5,000.00
J. Supplement for County Board of Registration—\$300.00 each	900.00
K. Service Officer—travel and office expenses	600.00
<i>Provided</i> , the Service Officer shall be paid the full appropriation by the State for his office.	

Total, Item 7 \$ 66,575.00

GRAND TOTAL \$308,915.00

Estimated Revenue :

State Sources:

One cent gasoline tax	\$ 85,000.00
Income Tax	40,000.00
Alcoholic Liquor tax	25,000.00
Beer and Wine Tax	6,500.00
Insurance License tax	6,000.00

Total derived from State for Appropriations herein \$162,500.00

County Sources:

Twelve mills property tax and executions	\$ 95,000.00
Road tax and executions	10,000.00
Fines and Forfeitures	28,000.00
Santee-Cooper payment in lieu of property taxes ..	15,500.00

Total derived from County Sources for Appropriations herein \$148,500.00

GRAND TOTAL—ESTIMATED
REVENUE \$311,000.00

Statement of Millage for All Purposes:

County purposes—12 mills	
School purposes—36 mills	
Hospital—3 mills (plus 30¢ per capita for welfare patients)	
County bonds—9 mills	
Hospital bonds—1 mill	
School bonds—21 mills	
Total	82 mills

SECTION 2. For the purpose of providing hospital care in Berkeley County, there is hereby levied a tax of three mills on all taxable property in Berkeley County. Said tax shall be levied and collected by the same officers and in the same manner as provided by law for the collection of taxes levied for corporate purposes in Berkeley County, and the monies so collected shall be placed to the credit of the Berkeley County Hospital, and shall be paid by the county treasurer on warrants approved by the county supervisor. The funds provided herein are in addition to the allocation of thirty cents per capita from the income tax for hospital care of welfare patients.

SECTION 3. All items herein which are to be paid out as salaries for officers or clerks of the county shall be expended in the usual manner in twelve equal monthly installments and not otherwise, and no more, and in case any officer or agent or servant, as aforesaid, shall resign, or otherwise vacate his or her office or position before the expiration of the fiscal year, he shall be entitled to said monthly installments on a pro rata basis for the month, or parts of month actually served, and no more; *provided*, that all appropriations herein for clerks shall only be paid to clerks regularly employed and serving in the office in which employed during the office hours of said office. Each of said clerks shall have five and one-half days annual leave per year and their absence from their respective offices for any cause other than sickness for any day or days beyond their period of annual leave shall cause their salary for such day or days to be deducted.

SECTION 4. It is hereby reaffirmed by the County Legislative Delegation that all purchases paid for by the county shall be made from business concerns within the county insofar as same is economically feasible and said purchases shall be fairly divided among said concerns in the county.

SECTION 5. For the purpose of paying in cash the foregoing and all other general, ordinary or special county expenses for the fiscal year beginning July 1, 1960, as authorized by this act, or otherwise appropriated in anticipation of the collection of taxes, or the receipt of revenues from the State, the County Supervisor and County Treasurer of Berkeley County are hereby authorized to borrow, from time to time, as may be necessary in their judgment, on note or notes, or other evidence, or evidences, of indebtedness of the county, executed by the said county officials from any person, firm or corporation, or from the Treasurer's Reserve Fund, or other dormant funds; and the sum or sums so borrowed shall constitute a valid claim against the county; and the monies derived from the twelve-mill tax levied in Section 1 hereof, and the three mills levied in Section 2 hereof (said three mills to be used for the purposes set forth in Section 2), the commutation taxes and State revenues, may be pledged to secure the payment thereof; and it shall not be incumbent upon the person, firm or corporation making such loan or loans to see that the monies loaned are applied for the purposes for which they are borrowed.

SECTION 6. For the purpose of providing for the maintenance and operation of Hanahan Public Service District, the Auditor of Berkeley County shall levy a tax of not exceeding thirty mills, the exact millage to be specified by a resolution adopted by the commissioners of such district prior to July 1, 1960, and approved by a majority of the County Legislative Delegation, upon the taxable property within the territorial limits of such district, which, together with the funds and income of the district from all sources, shall be used to carry out the duties and functions of the commission of the district, all or any of them as provided in Act No. 784 of the Acts of 1942, creating the district and commission, and all amendments thereto. The tax shall be levied and collected by the same officers and in the same manner as is provided for the collection of taxes levied for corporate purposes in Berkeley County, and the monies so collected shall be placed in separate funds by the county treasurer and paid out on warrants of the commissioners of the district.

SECTION 7. The Berkeley County Board of Education is authorized to continue the employment of Mrs. Lewis G. Fultz and W. M. Bonner, Sr., notwithstanding the age requirement of the State Retirement System.

PART II

TAX LEVY FOR SCHOOL PURPOSES

SECTION 1. There is hereby levied on all the taxable property of The Berkeley County, School District for the calendar year 1960 a tax of thirty-six mills; the proceeds of which shall be used for general school purposes for the fiscal year 1960-1961, such purposes to be set forth in the county school budget for such year. The tax shall be assessed and collected as other taxes are assessed and collected.

PART III

PERMANENT PROVISIONS

SECTION 1. The office of delinquent tax collector of Berkeley County is established. The delinquent tax collector shall be appointed by the Governor upon the recommendation of a majority of the treasurer, auditor, supervisor, superintendent of education and County Legislative Delegation, including the Senator, of Berkeley County and shall be commissioned as other county officers are commissioned. The term of office of the delinquent tax collector shall be for two years from the date of his appointment and until his successor is appointed and qualifies. The delinquent tax collector may be removed from office for cause by the Governor. All vacancies shall be filled in the manner provided in this section for appointments for a full term.

SECTION 2. The delinquent tax collector upon his appointment shall give a surety bond in the amount of five thousand dollars for the benefit of Berkeley County conditioned upon the faithful performance of his duties.

SECTION 3. The Clerk of Court shall provide suitable office space in the county office building for the delinquent tax collector.

SECTION 4. The delinquent tax collector shall be authorized to appoint a clerk.

SECTION 5. The sheriff of Berkeley County is relieved from the duty of collecting delinquent taxes and the delinquent tax collector is charged with this duty and to that end may collect executions, levy, advertise and sell property for taxes and make title thereto and order possession thereof to be delivered to the purchaser with all the powers as by law conferred upon the sheriff for similar duties. The sheriff, upon the written order of the delinquent tax collector, shall take

possession of property sold for taxes and to which the title has been made and deliver the possession thereof to the purchaser at such tax sale. All tax executions shall be delivered to the delinquent tax collector for collection. In all other respects the form of execution, the time of execution, the levy and the procedure in respect to the collection of delinquent tax executions shall be as heretofore provided by law for sheriffs generally in this State. The delinquent tax collector shall make appropriate deeds or bills of sale to the purchasers at tax sales for all property sold by the delinquent tax collector or previously by the sheriff of the county for which deeds have not been executed and delivered by the sheriff.

SECTION 6. The tax collector shall assist the county auditor in listing upon the tax books persons who are escaping taxation. He shall report to the auditor once a month all property, both real and personal, that he finds off the tax books. The auditor shall thereupon immediately place such property on the tax books in the name of such person furnished him by the tax collector and in the tax district in which it properly belongs.

SECTION 7. All tax collections and all fees, penalties, costs and mileage provided by law, shall, when collected by the tax collector, be paid over to the county treasurer and the tax collector shall not charge, receive or demand any costs, commissions or other expenses for himself from any taxpayer. The county treasurer shall receive the fees of his office as provided by law.

PART IV

SECTION 1. All acts or parts of acts inconsistent herewith are repealed.

SECTION 2. This act shall take effect on July 1, 1960.

Approved the 6th day of June, 1960.

(R601, H2035)

No. 960

An Act To Make Supplemental Appropriations For The Fiscal Year 1959-1960 From The General Fund Of Calhoun County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations for the fiscal year 1959-1960 are made from the General Fund of Calhoun County:

Roads & Bridges	\$ 2,000.00
Supervisor's Travel	300.00
Retirement	100.00
Public Buildings	2,000.00
Contingent	2,000.00
Hospitalization	4,000.00
Group Insurance	50.00
Social Security	750.00
Development Board	500.00
Total	\$ 11,700.00

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R1177, H2696)

No. 961

An Act To Provide For The Levy Of Taxes For Ordinary County And School Purposes For Calhoun County For The Fiscal Year 1960-1961, And For The Expenditure Thereof; And To Provide For Any And All Matters Pertaining To The Affairs Of The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There shall be levied upon the taxable property of Calhoun County for the purposes hereinafter specified:

School District No. 1: 34 mills for the operation of the schools in said district.

School District No. 2: 38 mills for the operation of the schools in said district.

SECTION 2. For county purposes for Calhoun County for the fiscal year 1960-1961, the sums hereinafter specified are appropriated

for the purposes stated and the auditor of the county is authorized to levy, and the treasurer to collect, a tax of six mills upon all the taxable property of Calhoun County to meet the appropriations made herein for general county purposes after deducting all other available income and revenue.

For construction and maintenance of roads and bridges and the support of county chain gang and floating gangs	\$ 28,500.00
Clerk of Court	4,356.00
Deputy Clerk of Court	1,980.00
Sheriff	4,356.00
Travel allowance and automobile repairs for Sheriff (if so much be necessary)	800.00
Deputy Sheriffs—2 @ \$2,700.00 each	5,400.00
Travel allowance for deputies for use in their own cars—\$1,140.00 each	2,280.00
Auditor	858.00
Treasurer	858.00
Clerical Assistance, Auditor	1,980.00
Clerical Assistance, Treasurer	900.00
Clerical Assistance, Superintendent of Education ...	100.00
Travel Allowance, Superintendent of Education	200.00
Attorney for County	600.00
Coroner	600.00
Travel allowance for Coroner	60.00
Supervisor	4,356.00
Travel Allowance for Supervisor, if so much be necessary	800.00
Two County Commissioners, \$750.00 each	1,500.00
Clerk to Board of County Commissioners	1,980.00
Judge of Probate	4,356.00
Constables:	
First District	1,200.00
Second District	750.00
Third District	750.00
<i>Provided</i> , each magistrate's constable in the county shall be paid fifteen dollars monthly as a travel expense	540.00
Magistrates:	
First District	1,650.00
Second District	960.00

Third District	960.00
Office Rent—Third District	120.00
<i>Provided</i> , the compensation provided for magistrates and constables is in lieu of all fees payable by the county to which any and all of them may be entitled, except in cases of violation of the worthless check law, and they shall have authority to charge and receive the following fees, which shall be in addition to their salaries: magistrates, one dollar; constables and sheriff, one dollar and mileage as provided in Section 27-451, Code of Laws of South Carolina, 1952, when prosecution in such cases is discontinued by settlement or compromise. <i>Provided</i> , further, that the magistrates at Cameron and Lone Star shall give bonds in the sum of five hundred dollars, and the magistrates at St. Matthews shall give bond in the sum of one thousand dollars, conditioned upon the faithful performance of his duties and the premium paid thereon out of the county contingent fund.	
Tax Collector	450.00
Travel Allowance, Tax Collector	150.00
Board of Education	500.00
Board of Equalization	300.00
<i>Provided</i> , members of the board shall be paid six dollars per day.	
Jail expenses, including dieting of prisoners	1,200.00
<i>Provided</i> , the Sheriff shall be allowed one dollar per diem for dieting prisoners.	
Jurors, Bailiffs, Deputy Clerks and Witnesses	1,500.00
<i>Provided</i> , jurors in the general sessions and common pleas court shall receive six dollars per day and jurors in the magistrates' courts and coroner's inquests shall be paid three dollars per day, to be paid as now provided by law.	
D.P.W. Emergency Fund	200.00
Contribution to Tuberculosis Work	800.00
Travel expenses, County Lunch Supervisor	300.00
Office expense, County Lunch Supervisor	1,250.00
Rent, School Commodities Storage	300.00
Travel expense, Attendance Teacher	300.00
Post Mortems and Inquests	100.00

Burial of County Poor	100.00
Lunacies (to be used for medical examination and transportation)	150.00
Boys' 4-H Club	75.00
Girls' 4-H Club	75.00
Expense, Soil Conservation Supervisor	100.00
Home Demonstration Agent, supplies, contingent, stamps, etc.	100.00
Farm Agent, supplies, contingent, stamps, etc.	100.00
Farm Agent's salary supplement	450.00
Home Demonstration Agent's salary supplement ...	300.00
Clerical Assistant for Home Demonstration Agent and County Agent	600.00
County Libraries	7,370.00
To be expended by a committee of four in charge of such library, to be appointed by the legislative delegation.	
For retirement of county officers and employees, if so much be necessary	2,655.00
Workmen's Compensation Premium	1,500.00
Public buildings, including janitor, water, lights, telephones and fuel	6,000.00
<i>Provided</i> , the same to be used for county purposes only.	
Printing, postage, stationery, supplies and repairs for county buildings, including salary of \$300.00 per year to the county supervisor as custodian of such buildings	5,000.00
<i>Provided</i> , the fund for public buildings and supplies shall be expended for the officers and offices of the courthouse and office buildings on the approval of the supervisor, and when so approved by him shall be paid by the county board of commissioners.	
Miscellaneous Contingent	4,000.00
<i>Provided</i> , such funds shall be disbursed only upon written consent and with the authority of the legislative delegation.	
Jailor	1,800.00
Premiums on bonds for county officers	350.00
Hospitalization fee	5,000.00
<i>Provided</i> , that the county shall pay such per diem costs as may be agreed upon by the county board of	

commissioners for charity patients, with notice to any hospital to which such patient may be sent, that such payments will stop when the above amount has been exhausted and the county assumes no further responsibility for such aid. The expenditure made under this item shall be under the county board of public welfare, which shall investigate each case and only approve such aid where the applicant is unable to pay for treatment and would suffer unless the county so provides; the board shall prorate this appropriation over the twelve-month period and, if necessary, shall limit aid to emergency cases involving serious danger to life and health.

County Health, if so much be necessary	6,260.50
Vital Statistics	300.00
Microfilm and Supplies	200.00
County share, Group Insurance	600.00
Historical Commission	1,800.00
To be advanced in installments as may be approved by the county board of commissioners.	
Social Security	1,300.00
Insurance on Sheriff's and Supervisor's automobiles	294.00
Fire Insurance on county buildings	1,585.51
Auditing the county affairs, 1959-1960	600.00
Rabies Control Officer, travel	450.00
<i>Provided</i> , this sum shall be paid in monthly install- ments.	
National Guard Armory, Supplies and Company Fund	1,800.00
Development Board	500.00
Expense for circuit court solicitor	200.00
GRAND TOTAL	<hr/> \$132,715.01

SECTION 3. The county board of commissioners (including the supervisor) is directed to work all roads, streets, alleys and public parking areas in the towns and villages, incorporated or unincorporated, in Calhoun County; and may, in its discretion, perform such work in and around other county and municipal buildings, parks, public landings and facilities as may be deemed necessary and advisable.

SECTION 4. All disbursements for travel allowance and for repairs for county-owned cars shall be evidenced by itemized statements that have actually been paid and so marked.

SECTION 5. If any of the sums above mentioned, or any portion thereof, are not used or expended for the specific purposes for which appropriated, the whole or any balance shall be expended only upon written authorization of the Legislative Delegation of Calhoun County.

SECTION 6. It shall be unlawful for any officer of this county to approve or pay any claims against the county, or any school district, unless the funds are on hand for the payment of same, and also it shall be unlawful for the county board of commissioners to exceed the appropriations made for the several items in this act, unless authorized by the county delegation, and any county officer violating the provisions of this act shall be liable for said violations on his official bond; *provided*, however, that the county treasurer and supervisor are hereby authorized and empowered to borrow so much money as is necessary to defray the county expenses, not exceeding the total amount herein appropriated, and are authorized to pledge the taxes, when so collected, for the payment of the same; *provided*, further, that all monies coming into the county treasury to the credit of the county by reason of contracts made and work done by the county or its authorities in the working or building of roads and bridges may be used and expended by the board of commissioners in the maintenance and support of the county chain gang and in building bridges and maintenance of roads, permanent and otherwise.

SECTION 7. The board of county commissioners shall pay the regular commercial rate for publication of quarterly reports.

SECTION 8. The supervisor shall have entire oversight and care of the courthouse building and grounds, and he shall supervise the care of same, and the janitor for the courthouse shall be employed by the supervisor, and it shall be his duty to supervise the janitor and see that he keeps the courthouse grounds in proper condition; *provided*, however, the sheriff shall have entire oversight and care of the jail, and he shall employ the jailor for the same.

SECTION 9. All appropriations made herein are subject to the right and authority of the Calhoun County Delegation to change, alter or deduct therefrom at any time without notice, when in its

judgment, such change, alteration or deduction is necessary for the best interests of the county, and to conform with revenue expected during the life of this act. *Provided*, that the change made by the delegation pursuant to the authority herein conferred shall not operate to increase the total amount appropriated.

SECTION 10. All fees collectible by law by the auditor, treasurer, clerk of court and judge of probate shall be collected by such officers and placed by them in the treasury of the county to the credit of the general fund. Each officer shall keep a record of all fees collected for auditing purposes and on or before the tenth day of each month shall remit all fees collected in the preceding month.

SECTION 11. Appropriations of State Aid for Teachers' Salaries, and all other school district, county and State appropriations for the operation of the public school system, shall cease and become inoperative for any school from which, and for any school to which, any pupil may transfer pursuant to, or in consequence of, an order of any court, for the time that the pupil shall attend a school other than the school to which he was assigned before the issuance of such court order.

SECTION 12. Of the amounts appropriated in this act as salaries for law enforcement officers, an amount of five dollars per day for each such officer is hereby designated as subsistence for each day of active law enforcement duty.

SECTION 13. All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R578, H1887)

No. 962

An Act To Amend Section 2 Of Act No. 442 Of 1949, As Amended, Relating To The Ashley Garbage Disposal District In Charleston County, So As To Redefine The Territory And Areas Which Comprise Such District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 442 of 1949 amended—Ashley Garbage Disposal District—area defined.—Section 2 of Act No. 442 of 1949, as amended, is further amended to read as follows:

“Section 2. The aforementioned district shall include and be comprised of the following territory and areas in Charleston County, to wit:

A. The territory on James Island comprising the James Island Water District; and

B. The territory in St. Andrew's Parish comprising St. Andrew's Public Service District.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R579, H1889)

No. 963

An Act To Authorize The Trustees of James Island School District No. 3 In Charleston County To Issue Bonds Not Exceeding Eighty Thousand Dollars To Construct And Equip A New School Building And To Provide For The Repayment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. James Island School District 3 to issue bonds for new school building.—The Trustees of James Island School District No. 3 of Charleston County are authorized and empowered to issue not exceeding eighty thousand dollars of bonds of the school district to obtain funds for the purpose of constructing and equipping a new school building in the district, all or any of such purposes.

SECTION 2. Denominations—dates—interest.—The bonds shall be negotiable coupon bonds of such denomination or denominations as the trustees shall determine, shall bear such date and rate or rates of interest, payable annually or semiannually, shall mature at such times and be payable at such place as the trustees shall determine.

SECTION 3. Execution.—The bonds shall be signed by the trustees in the name of the school district, under its corporate seal, but the interest coupons attached thereto need not be authenticated otherwise than by the facsimile signature of the chairman of the board of trustees lithographed or engraved thereon.

SECTION 4. Sale.—The bonds, or any portion thereof, shall be sold at such time, at private or public sale, with or without advertisement, as the trustees may determine.

SECTION 5. Payment.—The full faith, credit and resources of the school district are hereby pledged for the payment of the bonds and interest, and the Auditor and Treasurer of Charleston County, respectively, are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the school district, sufficient to pay the interest on the bonds and the bonds as they respectively mature, and to create a sinking fund for the redemption of the bonds and interest at respective maturities.

SECTION 6. Exempt from taxes.—The bonds issued hereunder shall be exempted from all State, county, municipal and school taxes.

SECTION 7. Issue to be additional to other issues.—The bonds herein authorized to be issued are in addition to all other bonds or notes previously authorized to be issued by the school district for any purpose whatsoever.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

An Act To Empower The James Island Water Commission To Sell The Waterworks System Of James Island Water District To The Commissioners Of Public Works Of The City Of Charleston, And To Prescribe The Terms And Conditions Under Which Such Conveyance Shall Be Made.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds :

1. James Island Water District (herein called "The District") was created by Act No. 560 of the Acts of the General Assembly for the year 1944.

2. By the provisions of Act No. 796 of the Acts of the General Assembly of 1954, the James Island Water Commission (herein called "The Commission"), as the governing agency of the District, was empowered to issue bonds of the District to obtain funds to construct a water distribution system, if the election required by such act resulted favorably.

3. The special election did result favorably and pursuant to such authorization four hundred sixty thousand dollars of general obligation bonds of the District were issued, and a water distribution system (herein called "The System") was constructed in the more thickly populated areas of the District.

4. Such bonds are payable from ad valorem taxes levied upon all taxable property in the District, including both property served by the System and property not served by the System, and are additionally secured by a pledge of the net revenues derived from the System. So far, such net revenues, including a special so-called "surcharge" for debt service purposes, have been insufficient to meet debt service requirements, and a ten-mill levy has been levied throughout the District for each of the years 1957, 1958 and 1959 for debt service purposes. In all likelihood, millage approximating ten mills must be levied in the year 1960, if the conveyance herein authorized is not made.

5. Of the four hundred sixty thousand dollars of bonds so issued, thirty-one thousand dollars have been paid, and as of March 1, 1960 there will be outstanding four hundred twenty-nine thousand dollars of bonds, payable as follows: eleven thousand dollars on March first in each of the years 1961 and 1962; twelve thousand dollars on March first in each of the years 1963 and 1964; thirteen thousand dollars on March first in each of the years 1965 to 1967, inclusive; fourteen thousand dollars on March first in each of the years 1968 and 1969; fifteen thousand dollars on March first in each of the years 1970 to 1972, inclusive; sixteen thousand dollars on March first in each of the years 1973 and 1974; eighteen thousand dollars on March first in

each of the years 1975 and 1976; nineteen thousand dollars on March first in each of the years 1977 and 1978; twenty thousand dollars on March first in each of the years 1979 and 1980; twenty-four thousand dollars on March first in each of the years 1981 and 1982; twenty-five thousand dollars on March first in the year 1983; and twenty-six thousand dollars on March first in each of the years 1984 and 1985.

Those of such bonds maturing in the years 1961 to 1965, inclusive, and those of such bonds maturing in the years 1974 to 1985, inclusive, bear interest at the rate of three and two-tenths per cent per annum, and those of such bonds maturing in the years 1966 to 1973, inclusive, bear interest at the rate of three and one-tenth per cent per annum.

6. Certain moneys remain from the proceeds of the sale of the bonds, and other moneys have been accumulated as a reserve or cushion for debt service. If the System is conveyed to the Commissioners of Public Works of the City of Charleston (herein called "The Commissioners") as herein contemplated, such moneys will be available to extend water mains to some of the more thickly populated areas of the District, which will permit residents of such sections to effect connections to the System and receive service therefrom.

7. The General Assembly has been advised that the Commission has conducted tentative negotiations with the Commissioners by which it has been agreed that, if appropriate legislation is enacted, the Commission will:

- (1) Convey the System, including all easements and rights-of-way, to the Commissioners;
- (2) Cause the expenditure of moneys remaining on hand after payment of all expenses of operation and maintenance to the date of transfer, and any expenses incident to such transfer, for extensions to water mains in the areas most thickly populated and in greatest need of water.

8. The System is furnished water by the system of the Commissioners, and the Commissioners are now authorized and empowered by law to extend their own system through the acquisition of the System of the District.

9. The Commissioners, for their part, have agreed:

- (1) To accept the conveyance of the System, which shall include all property, real, personal or mixed, and rights-of-ways, used by or

useful for the System acquired by the Commission, and all other property of the Commission, except the cash balances that may exist on the occasion of the conveyance.

(2) To assume unconditionally the bonded debt of the District and to pay, so long as the same shall be outstanding and unpaid, the bonds of the District, both principal and interest. Such obligation of the Commissioners shall rank on a parity with the now outstanding two million fifty-five thousand dollars of bonds of an original issue of two million three hundred thousand dollars City of Charleston Waterworks System Revenue Bonds, Series of 1955, dated August 1, 1955.

(3) To offer to permit the holders of the bonds of the District the right to exchange them with revenue bonds to be issued by the City of Charleston on a parity with its bonds of August 1, 1955, under such circumstances that the holders of the bonds of the District shall receive bonds of the City of Charleston of identical maturity dates, identical interest rates, and identical redemption provisions.

(4) To expend such moneys as shall be paid to them by the Commission for the construction of such extensions to the System as the Commission shall direct and as such moneys shall be sufficient therefor.

(5) To remove the surcharge now imposed upon water users of the District and to thenceforth charge all persons in the District who shall become customers of the System the same rates as the Commissioners now charge customers similarly situated outside of the corporate limits of the City of Charleston.

(6) To maintain the fire hydrants in the District, upon payment to the Commissioners of an appropriate maintenance charge, for the period of time, not less than eighteen months, estimated to be required in order that another public agency may be set up to provide fire protection for the area in which fire hydrant service is now available.

The General Assembly finds that the terms and conditions set forth above are fair and equitable to the District and to its bond holders, and that when the Commissioners of Public Works shall acquire the System the taxpayers of the District will be relieved of the existing tax levy of ten mills; the water users of the District will be relieved of the existing surcharge; and a more rapid expansion of the System will result than might otherwise take place.

It has, therefore, determined to authorize the Commission to convey its System as previously defined to the Commissioners, if the Commissioners shall, for their part, obligate themselves to effect the undertakings set forth in this section.

SECTION 2. James Island Water Commission to transfer water-works system to Commissioners of Public Works of City of Charleston—conditions.—The Commission shall be empowered to execute a good and sufficient deed or indenture transferring and conveying to the Commissioners the System of the District, if in such deed or indenture the Commissioners, for their part, shall assume the undertakings set forth in Section 1 of this act.

SECTION 3. When conveyance may be made—use of funds by commission.—The conveyance authorized by this act may take place on or after March 2, 1960, and if subsequent to March 2, 1960, may be made as of March 2, 1960, if the parties shall so provide. Upon conveyance of the System by the District, the Commission shall be empowered to utilize all moneys in their hands, not required for expenses of maintenance and operation or for expenses incident to the conveyance herein authorized, including the payment contemplated to be made by the Commission for fire hydrant maintenance, for the extension of water mains of the System, and the Treasurer of Charleston County is authorized and empowered to honor warrants or orders upon him directing withdrawals of all funds in his hands for all or any of said purposes.

SECTION 4. No further tax levy.—No further tax levy shall be made to effect the payment of the principal and interest of the bonds of the District, unless the Commissioners shall default in the payment of any instalment of principal or interest upon such bonds.

SECTION 5. Powers of commission.—The Commission is authorized and empowered to take such further steps as may be needed to fully implement the authorizations of this act notwithstanding that such may not be expressly authorized or set forth by the provisions hereof.

SECTION 6. Further.—The power of the Commissioners to accept the deed or indenture above referred to, and thus to acquire the System of the District, is confirmed.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R816, H2314)

No. 965

An Act To Amend Section 3 Of Act 521 Of 1957 Relating To The North Charleston Consolidated Public Service District Commission, So As To Terminate The Terms Of Office Of The Members Of The Present Commission, To Provide For The Appointment Of Five New Members Of The Commission, To Define The Areas In Which The Members Of The Commission Must Reside, To Provide For The Removal Of The Members Of The Commission And To Provide For The Appointment Of A District Manager.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. North Charleston Consolidated Public Service Commissioners—terms of present members.—The terms of the present members of the North Charleston Consolidated Public Service Commission shall be terminated thirty days after the effective date of this act. Their successors shall be appointed as provided in Section 2 of this act.

SECTION 2. Section 3 of Act 521 of 1957 amended—to be governed by a commission—members—appointment—terms—officers—vacancies—compensation.—Section 3 of Act 521 of 1957 is amended to read as follows:

“Section 3. The District shall be governed by a commission to be known as the North Charleston Consolidated Public Service District Commission (hereafter called the ‘Commission’), and all functions committed to the District shall be exercised by the Commission. The Commission shall consist of five members who shall be appointed by the Governor upon the written recommendation of the Senator and a majority of the Charleston County Legislative Delegation as follows: one from the Garden Hill-Kiawah and St. Phillips and St. Michaels voting precincts, one from the Dorchester-Waylyn voting precinct, one from the North Charleston voting precinct No. 1, one from the North Charleston voting precinct No. 2 and one from the Midland

Park voting precinct. The members of the Commission must reside in the areas from which they are appointed. Except as provided herein for those initially appointed, each member of the Commission shall hold office for a term of two years and until their successors shall be appointed and shall qualify. Immediately following the appointment of the Commission, it shall meet and organize by electing a chairman and a secretary. All terms of office shall expire on the second anniversary following the date of initial appointment. Any vacancy shall be filled for the unexpired term in the manner of the original appointment. The members of the Commission shall be paid compensation, from the funds of the Commission, in such amount as is approved as an item in the Annual Budget of the Commission."

SECTION 3. Appoint manager.—Within three months after the new Commission takes office they shall appoint a district manager who shall be an experienced, qualified public administrator.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R817, H2414)

No. 966

An Act To Amend Section 1 Of Act 521 Of 1957, As Amended, Relating To The North Charleston Consolidated Public Service District, So As To Enlarge The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 521 of 1957 amended—North Charleston Consolidated Public Service District created—area enlarged.—Section 1 of Act 521 of 1957 as amended by Act 1038 of 1958 is further amended by striking on the last line thereof the following: "twenty-fifth day of February, 1958, in Plat Book 'L', page 104" and inserting in lieu thereof "twenty-ninth day of March, 1960, in Plat Book 'M', page 111", so that when amended the section shall read as follows:

“Section 1. There is hereby created, through the consolidation of the existing public service districts in Charleston County known as St. Phillips & St. Michaels Public Service District and North Charleston Public Service District, and by additionally incorporating therein certain areas adjacent thereto, which are set forth and delineated on the plat hereafter referred to, a district hereby designated as North Charleston Consolidated Public Service District (hereafter called the ‘District’). The District shall include and be comprised of so much of that portion of Charleston County lying generally to the North of the boundaries of the City of Charleston as is set forth and delineated on a map or plat thereof made by the Charleston County Planning Board, and recorded in the R. M. C. Office for Charleston County on the twenty-ninth day of March, 1960, in Plat Book ‘M’, page 111.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R905, H2496)

No. 967

An Act To Amend Section 3 Of Act 420 Of 1953, Relating To The Execution Of Certain Deeds, So As To Provide That Certain Deeds Of Conveyance By And On Behalf Of The State Of South Carolina And The Board Of Township Commissioners For Sullivan's Island In Charleston County Shall Be Signed By The Chairman Or Vice Chairman Of The Board Of Township Commissioners For Sullivan's Island.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 420 of 1953, amended—signing of deeds of conveyance by Board of Township Commissioners of Sullivan's Island, Charleston County.—Section 3 of Act 420 of 1953 is amended by adding between the words “Chairman” and “and” on line 3 the following: “or Vice Chairman”, so that when amended the section shall read as follows:

"Section 3. All deeds of conveyance by and on behalf of the State of South Carolina and the Board shall be signed by the Chairman or Vice Chairman and attested by the Clerk of the Board."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R996, S703)

No. 968

An Act To Authorize The County Council Of Charleston County, South Carolina, To Issue And Sell Not Exceeding Five Hundred Thousand Dollars Of General Obligation Notes Of The County To Obtain Funds To Finance Its Reassessment Program, To Prescribe The Conditions Under Which Such Notes May Be Sold, And To Make Provision For Their Payment.

Whereas, the General Assembly approves the undertaking of the County Council of Charleston County which contemplates a reassessment of all property in Charleston County through a program which will map all real property in the county and establish uniform standards for the assessment of property throughout the county; and

Whereas, the General Assembly recognizes that the cost of such program will be substantial and that it is desirable that such cost be spread out over a period of years, and it has therefore determined to authorize the County Council of Charleston County to finance such program through the sale of obligation notes authorized by this act. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Charleston County may issue notes for reassessment program.—The County Council of Charleston County may issue and sell not exceeding five hundred thousand dollars of general obligation notes of Charleston County, the proceeds of which shall be used to meet the costs for its reassessment program.

SECTION 2. Dates — interest — maturity — prepayment. — The notes herein authorized to be issued may be issued either as a

single issue or from time to time in separate issues. They shall bear such date or dates, such rate or rates of interest, payable annually or semiannually, and shall mature at such time or times, not later than six years from the date of their respective issuance, and be payable in such manner and at such place or places as shall be provided by resolution or resolutions of the County Council of Charleston County, which resolution or resolutions may also provide for the privilege to the county of prepaying the whole of the principal of any such note and the accrued interest thereon, at any time fixed for the payment of an installment of interest on such note on such terms and at such redemption premiums as such resolutions shall prescribe.

SECTION 3. Denominations — execution — designation. — The notes shall be in such denomination as shall be determined by the County Council of Charleston County, and they shall be executed in the name of Charleston County by the chairman or vice-chairman of the County Council, and be sealed with the county seal and attested by the Treasurer of Charleston County. They shall be designated "Charleston County Reassessment Notes."

SECTION 4. Payment.—For the payment of the notes, both principal and interest as they respectively mature, the full faith, credit and taxing power of Charleston County is irrevocably pledged. There shall be levied annually upon all taxable property in Charleston County by the county auditor, and collected by the county treasurer, a sum sufficient to pay the notes, as to both principal and interest, as they respectively mature.

SECTION 5. Sale.—The notes shall be sold by the Treasurer of Charleston County at not less than par and the accrued interest upon sealed proposals after publication of the notice of sale one or more times in a daily newspaper published in Charleston County. The right to reject all bids shall be reserved in the notice and, in the event that all bids are rejected, the Treasurer of Charleston County shall have the right to sell the notes at private sale if a price in excess of the highest bid received in pursuance of the call of bids is obtained, or, in his discretion, to re-advertise for sealed bids.

SECTION 6. Proceeds.—The proceeds derived from the sale of the notes shall be kept by the county treasurer in a special fund to be known as the "Charleston County Reassessment Fund," and shall be

paid solely for the purpose or purposes for which issued, upon warrants of the County Council of Charleston County, except that any premium and accrued interest that may be received shall be applied to the payment of the first installment of interest to become due.

SECTION 7. Purchasers not liable for application of proceeds.—

The purchasers of the notes shall be in no way liable for the application of the proceeds of the notes to the purpose or purposes for which issued.

SECTION 8. Exempt from taxes.—The notes and all interest becoming due thereon shall have the tax exempt status provided by Act No. 730 of the Acts of 1952.

SECTION 9. Notes to be additional to other issues.—The notes herein authorized to be issued are in addition to all other bonds or notes previously authorized to be issued by Charleston County for any purpose whatsoever.

SECTION 10. Powers of County Treasurer and County Council.

—The powers and authority herein conferred upon the Treasurer of Charleston County and upon the County Council of Charleston County shall not be construed to abridge or abrogate, but shall be in addition to, the powers and authority given by law to the County Treasurer and the County Council of Charleston County.

SECTION 11. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1034, H2503)

No. 969

An Act To Designate The Subdivision Of Lee Jackson-McCalls Corner On James Island In Charleston County A Bird Sanctuary.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lee Jackson-McCalls Corner to be bird sanctuary.—The subdivision of Lee Jackson-McCalls Corner on James Island in Charleston County is hereby designated a bird sanctuary.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1042, H2567)

No. 970

An Act To Authorize The Board Of Trustees Of School District No. 20 Of Charleston County To Borrow Not Exceeding One Hundred Sixty Thousand Dollars, To Prescribe The Conditions Under Which The Loan May Be Negotiated And The Purposes For Which Its Proceeds Shall Be Expended, And To Make Provision For The Payment Of The Indebtedness Thus Incurred.

Whereas, the General Assembly finds that there is an immediate need for additional classrooms in School District No. 20 of Charleston County (being the school district whose area is co-extensive with the area of the City of Charleston as now constituted), and that the board of trustees of the school district should be empowered to raise at once the sum of one hundred sixty thousand dollars, which is the estimate of the amount needed for such purpose. In this way, it is anticipated that the additional classrooms required will be available for the school term to begin in September, 1960. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charleston County School District 20 may issue notes or bonds for additional classrooms.—In order to obtain the funds required for the additional classrooms needed in School District No. 20 of Charleston County, the trustees of the district are hereby empowered to borrow one hundred sixty thousand dollars. Such loan may, in the discretion of the trustees, be evidenced by one or more fully registered notes, or be in the form of coupon bonds. Such indebtedness shall be retired in such amounts and on such occasions as the trustees shall prescribe, except that the entire debt shall be repaid not later than ten years from the effective date of this act.

SECTION 2. Sale.—The loan herein authorized may be negotiated at either public or private sale.

SECTION 3. Form—execution—interest.—The obligations herein authorized shall be put in such form and executed in such manner as the trustees shall, by resolution, prescribe. They shall likewise bear such interest as the trustees shall prescribe not to exceed, however, five per cent per annum.

SECTION 4. Exempt from taxes.—The notes or bonds, as the case may be, and all interest to become due thereon, shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 5. Payment.—For the payment of the principal and interest of all notes or bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of School District No. 20 of Charleston County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Charleston County and collected by the Treasurer of Charleston County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such notes or bonds as they respectively mature and to create such sinking fund as may be necessary therefor. The proceeds of the loan herein authorized shall be used to defray the cost of constructing and equipping the additional classrooms required by the school district.

SECTION 6. Action of trustees.—Any action required of the trustees may be taken at any meeting of the trustees, regular or special, and at such meeting a majority of the members of the board of trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of notes or bonds pursuant to this act, awarding the sale of such note or bonds, or taking any other action permitted or required of the trustees by the provisions of this act.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1082, S756)

No. 971

An Act To Make Provision For The Continuity Of Certain Local And Municipal Services For The Period July 1, 1960 Through December 31, 1960, In Those Areas In St. Andrews Parish, Charleston County, Recently Annexed To The City Of Charleston.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Tax levy for recently annexed areas of St. Andrews Parish.—In order to provide local and municipal services for the period July 1, 1960 through December 31, 1960, in those areas in St. Andrews Parish recently annexed to the City of Charleston, and in lieu of the tax that would otherwise have been levied upon the taxable property of the areas in St. Andrews Parish now annexed to the City of Charleston, the Auditor of Charleston County shall levy, and the Treasurer of Charleston County shall collect, an ad valorem tax in the amount of 25.5 mills on the taxable property in the portions of said St. Andrews Parish recently annexed to the City of Charleston.

SECTION 2. Proceeds.—The County Treasurer shall remit to the Treasurer of the City of Charleston the proceeds derived from the tax levy herein ordered, and the same shall be applied by the City of Charleston to defray the costs of providing municipal services in said recently annexed areas.

SECTION 3. Assessed values.—For the purposes of this act assessed values for the year 1960 shall control.

SECTION 4. City of Charleston not to levy taxes until 1961.—In view of the provision made by this act for local and municipal services in the annexed areas, the City of Charleston shall not levy ad valorem taxes or collect license taxes in said areas prior to the fiscal year of the City of Charleston beginning January 1, 1961.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1086, S758)

No. 972

An Act To Make Disposition Of The Properties And Liabilities Of Those Special Purpose Districts In Charleston County, Wherein Were Situate Certain Areas In St. Andrews Parish Annexed To The City Of Charleston By Reason Of The Special Election Held May 9, 1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly makes the following finds of fact:

(1) In a special election held on Monday, May 9, 1960, two areas of St. Andrews Parish in Charleston County voted to become a part of the City of Charleston, and thereafter, by action taken pursuant to Section 47-17, Code of Laws of South Carolina, 1952, such areas were annexed to the City of Charleston.

(2) Such areas were parts of the following special purpose districts heretofore created by legislative enactment:

- (a) St. Andrews Public Service District, created by Act No. 443 of 1949;
- (b) Ashley Garbage Disposal District, created by Act No. 442 of 1949;
- (c) St. Andrews Parks and Playgrounds District, created by Act No. 228 of 1957.

(3) Located in the annexed areas are certain physical properties which are not capable of being conveniently removed.

(4) Certain of the special purpose districts have outstanding obligations, as to which equitable disposition should be made.

(5) There is no general law which prescribes how properties of special purpose districts shall be disposed of if portions of such special purpose districts become annexed to incorporated municipalities, nor is there legislative enactment prescribing the manner or extent to which the obligations of such special purpose districts shall be assumed. Mindful of the foregoing, the General Assembly proposes, through the enactment of this act, to make provision for the disposition of the properties belonging to the special purpose districts which were comprised in part of the areas now merged into the City of Charleston, and to prescribe how the obligations of such special purpose districts shall be assumed.

SECTION 2. City of Charleston to assume certain obligations.—

The City of Charleston shall assume the following:

(1) The indebtedness of St. Andrews Public Service District upon the outstanding notes of an original issue of fifty thousand dollars Parkwood Estates Sewer Extension Notes, dated September 1, 1956, and maturing on September first, in the years 1960 and 1961.

(2) The indebtedness of St. Andrews Public Service District upon the outstanding notes of an original issue of sixteen thousand dollars General Obligation Notes, dated June 1, 1957, and maturing on June first, in the years 1960 and 1961.

(3) The indebtedness upon the outstanding bonds of an original issue of St. Andrews Public Service District of sixty-five thousand dollars, dated August 1, 1956, maturing August first, in the years 1960 to 1969, inclusive.

All sinking funds on hand, all proceeds of taxes heretofore levied for the payment of the above obligations which may hereafter be collected, and all of the claims or obligations securing or providing the means of effecting the payment of any of such obligations shall vest in the City of Charleston in consideration of its assumption of the foregoing obligations, and shall be collected and held by the County Treasurer and applied by him to the payment of such obligations as they become due. The City of Charleston shall pay to the County Treasurer from time to time such further moneys as are necessary to meet these obligations.

In so prescribing, the General Assembly finds that such a considerable portion of the assessed taxable property of St. Andrews Public Service District is being taken from the District, that it is equitable that the city assume the foregoing obligations, notwithstanding that the proceeds derived from the issuance of the notes may not have been expended entirely in the annexed areas.

(4) The City of Charleston shall also assume and pay that portion of the obligation of St. Andrews Public Service District to Cummings and McCrady, Architects and Engineers, for plans and surveys made by them for sewage disposal facilities for the St. Andrews Public Service District which would have been constructed in the areas recently annexed to the City of Charleston. The amount which the City of Charleston will pay under this provision is eight thousand dollars.

(5) The City of Charleston shall assume the liabilities of St. Andrews Public Service District under a certain contract with a portion of James Island for fire protection services, and likewise

shall be entitled to compensation for these services as set forth in such contract in the amount of four thousand dollars for the period beginning July 1, 1960 and ending April 30, 1961.

No other liabilities or obligations contractual or otherwise of any of the special purpose districts shall be assumed by the City of Charleston, and all other obligations of any of the special purpose districts of which the annexed areas formed a part shall remain the obligations of the special purpose district originally incurring such obligation.

SECTION 3. Disposition of properties.—The following dispositions of properties shall be made:

(1) All sewers and sewage disposal facilities which are located in the annexed areas shall become the sole property of the City of Charleston.

(2) The fire station located in the annexed areas shall become the property of the City of Charleston.

(3) The leasehold estate to the fire station located in the annexed areas shall become the property of the City of Charleston.

(4) All other real property of the special purpose districts enumerated in Section 1, subparagraph (2), if any, located in the annexed areas, shall become the property of the City of Charleston.

(5) All playground equipment of the St. Andrews Parks and Playgrounds Commission located upon playgrounds situate within the annexed areas shall become the property of the City of Charleston.

(6) The City of Charleston shall have the right to make use of the plans for sewage disposal facilities made by Cummings and McCrady.

(7) All other property, real, personal or mixed, and the proceeds of all taxes heretofore levied for the fiscal year begun July 1, 1959, and all prior fiscal years, except as provided in Section 2 of this act, which may hereafter be collected, shall be the sole property of the special purpose district which, except for the annexation, would have been entitled to the same.

SECTION 4. City of Charleston to own certain sewerage facilities—may use present system.—The City of Charleston, as the result of the annexation of a portion of the St. Andrews Public Service District, now will own, as a result of this act, certain sewerage disposal facilities and sewers, some of which empty into outlets flowing through the remaining area of St. Andrews Public Service District. The City

of Charleston shall have the right to make use of the present system, irrespective of the fact that the outfall shall be over other areas of the St. Andrews Public Service District, at no cost to the City of Charleston for a period of two years beginning July 1, 1960, either for maintenance, upkeep or for any other purpose.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1088, S757)

No. 973

An Act To Authorize St. Andrew's Public Service District Commission In Charleston County To Issue Not Exceeding One Million Five Hundred Thousand Dollars Of General Obligation Bonds Of St. Andrew's Public Service District; To Prescribe The Conditions Under Which They May Be Issued And The Purposes For Which Their Proceeds Shall Be Expended; And To Make Provision For The Payment Thereof, If The Election Provided For Herein Results Favorably To The Issuance Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly recognizes the continued existence of St. Andrew's Public Service District in Charleston County, a special purpose district created by Act 443 of 1949, notwithstanding that its area and jurisdiction have been diminished by operation of law, by the annexation by the City of Charleston of certain portions of the District as originally created. It finds that the District as now constituted is in need of sewage disposal facilities which it proposes to authorize, under the conditions herein set forth.

SECTION 2. Issue bonds if election favorable—proceeds.—If the election herein required shall result favorably, then in such event the St. Andrew's Public Service District Commission is authorized and empowered to issue and sell general obligation bonds

of St. Andrew's Public Service District, Charleston County, South Carolina, in the aggregate principal amount of not exceeding one million five hundred thousand dollars. The proceeds of such bonds shall be used by the Commission for the purpose of constructing additional sewage disposal facilities in the District, including chlorinating plant, pumping station, high pressure lines, and gravity flow outfall lines, all or any of such purposes, and to pay any expenses incurred in the issuance of the bonds.

SECTION 3. Proceeds—further.—The proceeds of such bonds shall be used by the Commission for the purpose of constructing additional sewage disposal facilities in the district, including chlorinating plant, pumping station, high pressure lines, and gravity flow outfall lines, all or any of said purposes, and to pay any expenses incurred in the issuance of the bonds.

SECTION 4. Dates — interest — maturity — redemption.—The bonds may be issued either as a single issue or, from time to time, in several separate issues. They shall bear such date or dates, rate or rates of interest, shall mature at such time or times, with or without privilege of redemption and if with privilege of redemption at such redemption premium as the Commission shall prescribe, and shall be payable at such places as the St. Andrew's Public Service District Commission may by resolution provide, except that no bond issued pursuant to this act shall mature subsequent to thirty years from its date, and no issue of bonds shall be sold at an interest cost in excess of four and one-half per cent.

SECTION 5. Form—execution.—The bonds shall be negotiable instruments, issued in coupon form; they shall be in denominations of one thousand dollars each, and shall be executed in the name of St. Andrew's Public Service District by the chairman and the secretary of the Commission. The seal of the district shall be affixed to or impressed upon the bonds. The coupons on the bonds need not be authenticated other than by the facsimile signatures of the chairman and the secretary lithographed, engraved or printed thereon.

SECTION 6. Sale.—The bonds shall be sold at public sale after at least ten days' notice. Such notice may be given by publication one or more times in any newspaper of general circulation in the State of South Carolina.

SECTION 7. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 8. Payment.—For the payment of the principal sum of and interest on the bonds herein authorized, the full faith, credit, taxing power and resources of the district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Charleston County, and collected by the Treasurer of Charleston County, in the same manner as ordinary taxes are levied and collected, a tax upon all taxable property in the district, without limitation as to rate or amount, sufficient to pay the principal of and interest on the bonds, as the same respectively mature.

SECTION 9. To be additional to other issues.—The bonds herein authorized to be issued shall be in addition to all other bonds, notes, or other obligations previously authorized to be issued by the district for any purpose whatsoever.

SECTION 10. Powers of commission.—The powers and authorities hereby conferred upon the Commission, which may be exercised at regular or special meetings of the Commission, shall not be construed to abridge or abrogate any powers heretofore conferred upon the Commission, but shall be in addition to all powers and authorities which the Commission has under existing statutes.

SECTION 11. Purchasers not liable for proper application of proceeds.—The purchasers or any subsequent holders of the bonds shall be in no way liable for the proper application of the proceeds thereof to the purposes for which issued.

SECTION 12. Election—conduct of.—A special election shall be conducted by the Commissioners of Election for Charleston County on June 14, 1960 to determine the wishes of the qualified electors of St. Andrew's Public Service District on the question of the issuing of the bonds authorized by this act. Notice thereof shall be given by publication once each week for two successive weeks prior thereto, in one or more newspapers with general circulation in the District, stating the question to be submitted in the election. The election shall be conducted in each of the several precincts of the District as the same shall be established by law, and at the regular voting place therein. The question submitted shall be substantially in the following form: "Shall St. Andrew's Public Service District Commission be em-

powered to issue and sell one million five hundred thousand dollars of general obligation bonds of the district, whose proceeds shall be used for sewage disposal facilities in the District?

Yes

No”

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds he shall erase or strike through the word “No”, and that if he is opposed to the issuance of bonds, he shall erase or strike through the word “Yes”. The managers of election at each precinct shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Commissioners of Election for Charleston County, who shall declare the result of the election. If the Commissioners of Election determine that a majority of the voters voting in the election voted in favor of the issuance of bonds, the bonds, or any part thereof, may be issued as provided in Section 2, *supra*, of this act. Save and except as herein provided, the election shall be conducted in accordance with the provisions of the South Carolina Election Law.

SECTION 13. Act not to apply to certain areas.—The provisions of this act shall not apply to any former area of the district which was annexed to the City of Charleston pursuant to the election held on May 9, 1960.

SECTION 14. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 15. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1157, H2635)

No. 974

An Act To Amend Section 1 Of Act 521 Of 1957, As Amended, Relating To The North Charleston Consolidated Public Service District, So As To Enlarge The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 521 of 1957 amended—North Charleston Consolidated Public Service District created—area.—

Section 1 of Act 521 of 1957, as last amended by an act of 1960 bearing ratification No. 817, is further amended by striking the period at the end thereof and adding the following: “, and that portion of Charleston County beginning at the boundary of the District on the Dorchester Road following the right of way of Dorchester Road to Lamb’s School and the subdivision known as River Bend as described by the latest plat of such subdivision recorded in the R. M. C. Office of Charleston County.”, so that when amended the section shall read as follows:

“Section 1. There is hereby created, through the consolidation of the existing public service districts in Charleston County known as St. Phillips & St. Michaels Public Service District and North Charleston Public Service District, and by additionally incorporating therein certain areas adjacent thereto, which are set forth and delineated on the plat hereafter referred to, a district hereby designated as North Charleston Consolidated Public Service District (hereafter called the ‘District’). The District shall include and be comprised of so much of that portion of Charleston County lying generally to the North of the boundaries of the City of Charleston as is set forth and delineated on a map or plat thereof made by the Charleston County Planning Board, and recorded in the R. M. C. Office for Charleston County on the twenty-ninth day of March, 1960, in Plat Book ‘M’, page 111, and that portion of Charleston County beginning at the boundary of the District on the Dorchester Road following the right of way of Dorchester Road to Lamb’s School and the subdivision known as River Bend as described by the latest plat of such subdivision recorded in the R. M. C. Office of Charleston County.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

ton County, So As To Redefine The Territory And Areas In The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 443 of 1949 amended—St. Andrews Public Service District—area.—Section 2 of Act 443 of 1949, as amended, is further amended to read as follows :

“Section 2. The aforementioned district shall include and be comprised of the territory and areas in St. Andrew’s Parish, Charleston County, included in the following five districts :

District No. 1. Beginning at the intersection of U. S. Route 17 and Wappoo Road ; thence along U. S. Route 17 westwardly to the intersection of Long Branch Creek ; thence southwardly along Long Branch Creek to the Stono River ; thence eastwardly along the Stono River to Elliott’s Cut ; thence eastwardly along Elliott’s Cut to Wappoo Creek ; thence northwardly and eastwardly along the boundaries of the City of Charleston to the intersection of Wappoo Road and U. S. Route 17.

District No. 2. Beginning at the intersection of U. S. Route 17 and the Ashley River ; thence westwardly along U. S. Route 17 to Wappoo Road ; thence northwardly along Wappoo Road to the intersection of the Seaboard Air Line Railroad ; thence eastwardly along the Seaboard Air Line Railroad to the Ashley River ; thence southwardly along the Ashley River to the point of beginning.

District No. 3. Beginning at a point on the Ashley River at Seaboard Air Line Railroad, continue thence westwardly along the Seaboard Air Line Railroad to the intersection of Wappoo Road ; thence northwardly along Wappoo Road to the intersection of S. C. Route 61 to its intersection with S. C. Route 7 ; thence eastwardly and northwardly along S. C. Route 7 to the Ashley River ; thence eastwardly and southwardly along the Ashley River to the point of beginning.

District No. 4. Beginning at a point at the intersection of Wappoo Road and the Seaboard Air Line Railroad ; thence southwardly along Wappoo Road to the intersection of U. S. Route 17 ; thence westwardly along U. S. Route 17 to the intersection of the Savage Road ; thence northwardly and eastwardly along Savage Road to the intersection of S. C. Route 61 ; thence northwardly and westwardly along S. C. Route 61 to its intersection with the Atlantic Coast Line Railroad ; thence northwardly and eastwardly along the Atlantic

Coast Line Railroad to the Ashley River; thence eastwardly and southwardly along the Ashley River to S. C. Route 7 and southwardly and westwardly along S. C. Route 7 to its intersection with S. C. Route 61; thence southwardly and eastwardly along S. C. Route 61 to its intersection with Wappoo Road; thence southwardly along Wappoo Road to its intersection with the Seaboard Air Line Railroad.

District No. 5. Beginning at a point, the intersection of Savage Road and U. S. Route 17; thence westwardly along U. S. Route 17 to its intersection with the Atlantic Coast Line Railroad; thence northwardly and eastwardly along the Atlantic Coast Line Railroad to its intersection with S. C. Route 61; thence southwardly and eastwardly along S. C. Route 61 to its intersection with the Savage Road; thence southwardly and westwardly along Savage Road to its intersection with U. S. Route 17."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1178, H2702)

No. 976

An Act To Provide For The Levying Of Taxes For School And County Purposes For The Year 1960; To Direct The Expenditure Thereof; To Otherwise Provide For The Administration Of The Business Of Cherokee County; To Provide For The Operation Of The Affairs Of The County For The Months Of January, February And March, 1961; To Provide For The Closing Of A Street In The Town Of Blacksburg; And To Authorize The Board Of Trustees Of School District No 1, The County Board Of Education And The County Treasurer To Borrow Money For Certain School Purposes; To Create And Establish A Fire And Water District In Cherokee County To Be Known As The Cherokee County Fire And Water District; To Provide For The Government Thereof And Authorize The District To Issue And Sell Bonds Of The District Not To Exceed Five

Hundred Thousand Dollars For The Purpose Of Establishing, Purchasing, Maintaining And Operating A Water System And Lines And Installing And Operating Fire Equipment; To Create The Thickety Creek Watershed Conservation District In Cherokee County; To Provide For The Election Of Its Directors And To Define Their Powers And Duties; And To Provide For A Tax Levy To Defray The Cost Of Organizing And Administering The District And For The Construction, Operation And Maintenance Of The Improvements To Be Provided Within The District, And To Repeal Act No. 1042 Of 1958.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. A tax of sixteen mills is hereby levied upon all the taxable property in Cherokee County for county purposes for the fiscal year beginning January 1, 1960, for the amounts and purposes hereinafter stated:

Item 1. Roads, Bridges and Chain Gang:

(a) For maintenance and construction there is hereby appropriated a sum not in excess of \$10,000.00 per month, plus one-half of the proceeds earned by contracts with the State Highway Department	\$120,000.00
(b) Food for Convicts	17,000.00
(c) Captain of Gang @ \$325.00 per month	3,900.00
(d) Mechanic @ \$350.00 per month	4,200.00
(e) Supply Clerk @ \$250.00 per month	3,000.00
(f) Machinery and repairs	32,600.00
Total, Item 1	\$180,700.00

Item 2. Law Enforcement Officers:

Salaries:

(a) Sheriff	\$ 5,400.00
(b) Official Expense	1,200.00
(c) Deputy Sheriffs, nine @ \$325.00 per month each and one at \$275.00	38,400.00
(d) Jailer, \$250.00 per month	3,000.00
(e) Jail expenses, including dieting of prisoners at \$1.35 per full day, or 45¢ per meal each.	9,000.00
<i>Provided</i> , that in support of all payments made from the above appropriation for	

dieting, the sheriff shall file with the county board of commissioners a statement showing (a) the name of the prisoner, (b) the arresting officer, (c) the hour of admittance and discharge, and (d) the meals served to each prisoner for which payment is claimed.

(f) Operation of cars	3,600.00
<i>Provided</i> , all purchases of supplies are to be from the lowest bidder.	
(g) Radio installation and repairs	200.00
(h) For exchange of two cars for Sheriff's Department	3,500.00
(i) Uniforms for Deputies not to exceed \$150-.00 each	1,350.00
(j) Magistrates, three—One Magistrate for Cherokee Township @ \$2,520.00 and two Magistrates for Draytonville, Limestone, Gowdeysville, Morgan and White Plains Townships @ \$3,900.00 each	10,320.00
Total, Item 2	\$ 75,970.00

Item 3. Other County Officers:

(a) Auditor	\$ 1,902.00
(b) Clerical Help for Auditor	2,892.50
(c) Additional Help for Auditor	1,050.00
(d) Treasurer	1,902.00
(e) Clerical Help for Treasurer	2,892.50
(f) Additional Help to Treasurer	1,050.00
(g) Superintendent of Education	1,027.50
(h) Clerical Help to Superintendent of Education	2,600.00
(i) Attendance Teacher, to buy clothes for needy children	3,000.00
<i>Provided</i> , that the total salary of the Auditor, Treasurer and Superintendent of Education shall not exceed fifty-four hundred dollars.	
(j) Supervisor	5,400.00
(k) Supervisor, Travel Allowance	1,200.00

Provided, that the travel appropriation shall cover all expense allowance whatsoever for the supervisor.

(l) County Commissioners, eight @ \$600.00 annually each	4,800.00
(n) Clerk, County Board of Commissioners ..	3,900.00
(o) Superintendent for Courthouse @ \$175.00 per month	2,100.00
(p) Superintendent—Agricultural Building @ \$175.00 per month	2,100.00

Provided, that the County Board of Commissioners shall, upon request of the Superintendent of the County Courthouse, or the Superintendent of the Agricultural Building, furnish them with sufficient convict labor about the premises.

Provided, further, that neither of the two superintendents shall be removed from office, except with the approval of the majority of the county delegation.

(q) Clerk of Court	5,400.00
(r) Deputy Clerk of Court	2,892.50
(s) Clerical Help for Clerk of Court	2,892.50
(t) Probate Judge	5,400.00
(u) Clerical Help for Judge of Probate	2,892.50
(v) County Attorney	600.00
(w) County Audit	500.00
(x) Coroner	1,200.00
(y) Stenographer for Coroner	300.00
(z) Delinquent Tax Collector	1,500.00
(aa) Clerk for Delinquent Tax Collector	2,892.50
(bb) Board of Assessors and Equalization	1,400.00
(cc) Jurors and Witnesses	14,225.00

Total, Item 3 \$ 79,911.50

Item 4. County Health Department:

(a) General Fund	\$ 6,300.00
(b) Medical Supplies	500.00
(c) Office Supplies and Contingencies	900.00
(d) T. B. Nurse	1,500.00

(e) For maintenance of garbage truck	1,800.00
<i>Provided</i> , that the operation of trash truck shall be under the supervision of the County Sanitarian.	
(f) For Exchange of two ton Truck	2,500.00
(g) Three truck drivers @ \$3,300.00 annually each	9,900.00
(h) Fuel Oil for Spraying	300.00
<hr/>	
Total, Item 4	\$ 23,700.00

Item 5. Public Buildings:

(a) Water and Lights	\$ 2,150.00
(b) Telephone and Telegraph	4,000.00
(c) Fuel	1,500.00
(d) Superintendent's supplies	1,000.00
(e) Printing, Postage, Stationery and Office Equipment	7,500.00
<i>Provided</i> , authority is hereby granted for the payment of any deficits incurred during 1959.	
(f) Insurance and premiums on bonds of county officers	3,500.00
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Total, Item 5	\$ 19,650.00

Item 6. Hospital, Public Welfare, Charities, Contributions and Miscellaneous:

(a) Hospital and Nurses' Training School ...	\$ 60,000.00
(c) Lunacies and Post Mortems	900.00
(d) Vital Statistics	410.00
(e) State or National Guard Service Company	1,650.00
<i>Provided</i> , that these funds shall be used for Armory or training purposes only.	
(f) State or National Guard Medical Company	954.00
<i>Provided</i> , that these funds shall be used for Armory or training purposes only.	
(g) Department of Public Welfare	2,500.00
(h) Civil Air Patrol	300.00
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Total, Item 6	\$ 66,714.00

Item 7.

(a) Library	\$ 11,000.00
(b) Board of Education for School Lunch ...	10,000.00
(c) Contingent Fund, Board of Education ...	5,000.00

Total, Item 7\$ 26,000.00

Item 8. County's share of Retirement Fund for county

employees	\$ 4,800.00
Social Security	4,700.00

Total, Item 8\$ 9,500.00

Item 9. Farm Demonstration:

(a) Assistant Farm Demonstration Agent ..	\$ 600.00
(c) Secretary to the County Farm Demonstration Agent	360.00
(d) Four-H (4-H) Club—Boys	100.00
(e) Four-H (4-H) Club—Girls	100.00
(f) Demonstration Supplies for Home Agent ..	150.00
(g) Negro Home Agent—Salary and Travel ..	740.00
(h) Office Rent, Fuel and Supplies for Negro Home Agent	300.00
(i) Contingents	50.00
(j) Clerical Help for Negro Farm Demonstration Agent	600.00

Total, Item 9\$ 3,000.00

Item 10. For the renovating of the former Cherokee County Home so as to meet the requirements of the State Board of Health for the operation of a nursing home

\$ 5,000.00

Total, Item 10\$ 5,000.00

Item 11. Contingent Fund\$ 30,000.00

Total, Item 11\$ 30,000.00

GRAND TOTAL\$520,145.50

Less Unexpended Balances, 1959 Supply
Act:

Roads, Bridges and Chain Gang	\$ 774.82
Law Enforcement Officers	46.07
Other County Officers	5,305.49
County Health Department	1,817.19
Public Buildings	639.95
Hospital, Public Welfare, Charities, Con- tributions and Miscellaneous	53,065.18
Farm Demonstration	1,140.00
Contingent Fund	4,607.38
County Home Farm .....	.40
County Board of Education, Contingent Fund	800.00
Total	\$ 68,196.48

\$451,949.02

Less Estimated Revenues, other than Taxes:

Gas Tax	\$114,234.63
Clerk of Court Fines	7,505.03
Fees, County Officers	23,938.53
Sheriff—Civil Costs	1,846.45
Magistrates' Fines and Costs	45,095.57
State Insurance License Fees	14,911.67
Bank Tax	2,670.58
State Income Tax	36,409.87
Liquor, Beer and Wine	7,744.40
State Highway Department (Section 33- 165, 1952 Code)	14,780.85
Interest Earned	3,498.90
Rents	2,835.00
Miscellaneous	1,240.00
Total	\$276,711.48

Total Estimated Amount to be Raised by
Taxation\$175,237.54
Provided, that no fund herein appropriated
for any one purpose shall be used for any

other purpose without the written consent
of a majority of the Legislative Delegation.

SECTION 2. The Treasurer of Cherokee County is hereby authorized and directed to transfer to the credit of the County Board of Education the sum of thirty thousand dollars from the beer, wine and liquor taxes accruing to Cherokee County to be used to purchase school textbooks to be furnished free to the school children of Cherokee County and to pay for such books already purchased.

Provided, that any balance brought forward from the 1959 County Supply Act shall be included in the thirty thousand dollars herein appropriated.

Provided, further, there is hereby appropriated from the general fund of Cherokee County the sum of fourteen thousand dollars, if so much be necessary, to be used in the purchase of fire fighting equipment, for use both within the city and outside the limits of the city for the protection from the hazards of fire.

Provided, further, there is hereby appropriated from the general fund of Cherokee County the sum of fifty thousand dollars to be expended for purposes designated and approved in writing by the County Legislative Delegation.

SECTION 3. The county treasurer is hereby authorized and directed to pay upon warrants issued by the county board of commissioners the sum of twenty thousand dollars from the county's share of the one cent gasoline tax now on hand for the purpose of surface treating roads or streets in and around the towns and populous section of Cherokee County; *provided*, that the grading and preparing of such roads and streets for surface treating shall be done by the city or county road forces under the supervision of a competent engineer and the work shall be done in accordance with the State Highway Department's specifications, and no surface treating shall be done without approval of the engineer. *Provided*, further, that the roads and streets to be improved under the terms of this section shall be agreed to, in writing, by a majority of the county delegation.

The treasurer of Cherokee County is authorized to invest surplus funds in securities or obligations of any political subdivision of Cherokee County. The securities, however, shall also be approved as to form and execution by the county attorney.

SECTION 4. The court crier, jury boy and bailiffs in the Circuit Court of Cherokee County shall be paid a per diem of five dollars

for the actual number of days served, and the jurors and the members of the board of assessors and the board of equalization shall be paid a per diem of ten dollars for the actual number of days served. The Coroner's jurors (6) shall be paid two dollars and fifty cents per inquest.

SECTION 5. The working of the chain gang shall be under the management of the county board of commissioners; *provided*, however, that before any employee or help is secured, or any discharged, same must meet with the approval and sanction of the board of county commissioners. When differences arise between the supervisor and commissioners, a majority vote of the commission shall control; *provided*, that the rural mail carrier shall notify the county board, supervisor, or the township commissioner, when a bad place occurs in any mail road, and the supervisor or township commissioner shall send someone to fix same.

SECTION 6. The clerk of the county board of commissioners shall have authority to make purchases of necessary supplies, not to exceed fifty dollars, without first receiving approval of the county board of commissioners. However, any purchases exceeding fifty dollars must first be approved by the county board of commissioners, and, before being paid, all claims shall be approved by the county board of commissioners.

SECTION 7. The amount herein appropriated shall be paid out as near as practicable one-twelfth each month during the year 1960, and, if any item or salary has been overpaid for any month, such overpayment shall be deducted from the following month. Any note or contract made by any officer of the county or by the board of county commissioners for any amount not included in this Supply Act shall be null and void; any officer or employee who disregards any of the provisions hereof without the written consent of a majority of the Cherokee County Delegation to the General Assembly, kept on file in the treasurer's office, shall be guilty of a malfeasance in office and subject to removal. If the county supervisor or the board of commissioners at any time finds that the appropriation or monthly allotment is not sufficient to maintain the maximum chain gang and equipment or road maintenance, then, in that event, they are required to send to the State Penitentiary a sufficient number of long term chain gang prisoners and reduce equipment and other expenses so that expense will come within the monthly allotment

herein provided. All appropriations herein made are subject to the right and authority of the majority of the Cherokee County Delegation to change, alter or deduct therefrom at any time, without notice, when in its judgment such change, alteration or deduction is necessary for the best interest of the county or to conform with the revenue expected during the life of this act. *Provided*, that the changes made by the delegation pursuant to the authority herein conferred shall not operate to increase the total amount herein appropriated.

SECTION 8. The supervisor and the chain gang and employees of Cherokee County are hereby prohibited from doing any private work and spending any money of the county on any private roads or private property.

SECTION 9. The clerk of the county board of commissioners shall, during each month, send to each member of the Cherokee County Delegation an itemized list of all expenditures of the county for the preceding month, and also an itemized list of all obligations incurred and not paid.

SECTION 10. Immediately following each meeting of the county board of commissioners, the clerk of the board shall send each member of the Cherokee County Legislative Delegation a certified copy of the minutes of such meeting.

SECTION 11. The county attorney shall give legal advice to all county officers, including the grand jury, on any subject affecting the official matters of Cherokee County, and the amount herein appropriated shall be in full for all services of the county attorney, except litigated cases brought or defended with the approval of the Legislative Delegation.

SECTION 12. Whenever references are made in this act to any action of or by the Legislative Delegation or County Delegation, the same means the joint approval, agreement, or order of the Senator and at least one-half of the Representatives of Cherokee County in the General Assembly. In the event, however, of the death, resignation or removal of any one or more of the members of the delegation, the remaining members shall have the right to execute any such approval, agreement or order.

SECTION 13. There shall be elected by the county delegation, or a majority thereof, a supply clerk at a salary of two hundred and

fifty dollars per month. His duties shall consist of checking in and out materials and supplies purchased by the county for chain gang and road building purposes which shall be subject to his inspection at all times, and keeping proper records of such transactions. The supply clerk shall be furnished, by the county board of commissioners, with an office and a building for storage of all such materials and supplies. No warrant for the payment of any such materials and supplies shall be issued until the supply clerk shall certify, in writing, to the receipt of same, and he shall keep proper records to show to which agency of the county such materials and supplies were issued or delivered. *Provided*, monthly reports shall be made to the Cherokee County Delegation.

SECTION 14. No long distance telephone calls shall be charged to the county except such as are necessary in performing a public duty in connection with the administration of the affairs of the county, and no claim for any such calls shall be approved or paid unless on a verified itemized claim showing the name of the person making the call, the person to whom the call was made and the date and purpose thereof.

SECTION 15. The attendance teacher and the school lunch supervisor shall be paid sixty-five dollars per month each from the County Board of Education Contingent Fund (Item 7 (c)). Travel shall be paid at the prevailing rate of mileage allowed by the State. A report of the number of miles traveled on official business shall be submitted monthly to the county board of education for approval, and a warrant of the board shall be issued in payment thereof.

Provided, the salary of the clerk to the school lunch supervisor shall be twenty-six hundred (\$2,600.00) dollars.

The attendance teacher shall receive a salary supplement during each school month sufficient to make such teacher's monthly salary during the school months equal to the monthly salary which would be paid such teacher for teaching in the public schools of Cherokee County. The supplement provided for herein shall be paid from the Contingent Fund of the County Board of Education. *Provided*, the salary supplement herein authorized shall not exceed the supplement paid for the year 1959.

SECTION 16. There may be expended for county purposes during the months of January, February and March of 1961, the amounts authorized herein to be expended for the same months during the

year 1960. All such expenditures shall be made from the general fund of the county. This provision is included in this act so that the activities of the county may continue uninterrupted until the Appropriation Act for the calendar year 1961 is adopted.

SECTION 17. The County Board of Commissioners of Cherokee County may rent office space in the Cherokee County Courthouse and the Cherokee County Agricultural Building for use by persons or organizations in the performance of State or Federal functions. No office space in such building shall be occupied by any person or organization not using such office space in the performance of State, county or Federal functions. Any person or organization using such office space in performance of a function of the Federal Government shall be charged a reasonable rental, based upon the space occupied and the services provided, as determined by the county board of commissioners.

SECTION 18. The appointive members of the Cherokee County Board of Education and the members of the Board of Trustees of Cherokee County School District No. 1 shall receive per diem of ten dollars and mileage at the rate of seven cents a mile for attendance upon meetings of their respective boards, but the payment of such per diem and mileage shall be limited to not more than one meeting during each month. The per diem and mileage of the members of the board of education provided for in this section shall be paid from the Contingent Fund of the County Board of Education and the per diem and mileage of the members of the board of trustees provided for herein shall be paid from the general school funds.

SECTION 19. The amount to be expended for hospital purposes shall be determined monthly by the legislative delegation but in no event shall the total of such monthly expenditures during the year exceed the sum of sixty thousand dollars appropriated in Section 1 hereof.

SECTION 20. Not to exceed the sum of five thousand dollars of the proceeds received by Cherokee County from contracts between the State Highway Department and the county for pipe to be used on roads which are the subject of contracts between the said department and Cherokee County, pursuant to authority of Section 33-165, Code of Laws of South Carolina, 1952, shall be set up as a revolving fund which shall be used for the purpose of purchasing pipe for use on roads referred to in this section. A separate account-

ing shall be kept of all pipe purchased pursuant to this section and the said contract with the State Highway Department, and any reimbursements made by the said department to Cherokee County for pipe shall be credited to the revolving fund set up pursuant to the terms of this act.

SECTION 21. Upon the approval of the abutting property owners, the Town Council of the Town of Blacksburg in Cherokee County is hereby authorized to close that street or alley in the Town of Blacksburg which runs generally from southwest-northeast and is situate in the block which is bounded on the north by Cherokee Street; on the east by Shelby Street; on the south by Lime Street; and on the west by Rutherford Street and more particularly abuts on the west on Rutherford Street and on the east on Shelby Street.

SECTION 22. All persons receiving expense accounts must submit to the Clerk of the County Board of Commissioners an itemized statement of monthly expenses before being compensated for such expenses.

SECTION 23. The Board of Trustees, the Board of Education and the Treasurer of Cherokee County are hereby authorized to borrow from the Division of Sinking Funds and Property of South Carolina such sum as may be approved by the State Budget and Control Board not to exceed four hundred thousand dollars, for the purpose of renovating the existing high schools at Blacksburg and Gaffney, and to provide additional school facilities at Blacksburg High School and Gaffney High School or Gaffney Junior High School. The amount so borrowed shall be evidenced by notes to be executed by the Treasurer of Cherokee County, which shall bear interest not to exceed four per cent per annum. The principal and interest shall be payable in five equal annual installments under such terms and conditions as may be agreed upon between the board of trustees, the board of education, the treasurer and the Division of Sinking Funds and Property.

In the event that the sum provided for herein is not borrowed from the Division of Sinking Funds and Property, the Board of Trustees, the Board of Education and the Treasurer of Cherokee County are hereby authorized to borrow such sum to be used for the same purposes provided for in this section from any other person or agency which may be decided upon by the two boards and the treasurer, in which case the money shall be borrowed under such

terms and conditions and at such rate of interest, not to exceed four per cent per annum, as may be agreed upon between the board of trustees, the board of education, the treasurer and the lending agency.

The Auditor of Cherokee County is directed to levy, and the Treasurer of Cherokee County is directed to collect, a tax on all the taxable property in the county sufficient to pay both the principal and interest on each installment as it becomes due.

Prior to the issuance of bonds authorized herein, the Board of Trustees and the Board of Education, acting jointly, are authorized to direct the auditor to levy and the treasurer to collect a tax on all the taxable property in the school district in an amount to be determined by such joint action and the proceeds therefrom shall be used for the purposes authorized by this section. *Provided*, the four hundred thousand dollars authorized to be borrowed shall be reduced by the amount raised by this tax levy.

SECTION 24. All the duties now prescribed for the Cherokee County Board of Commissioners for the operation of the Cherokee County Home are hereby devolved upon the Cherokee County Hospital Board and the said board shall lease the county home with all buildings, property and equipment pertaining to the operation thereof to a private individual or corporation, and such buildings, property and equipment shall be operated as a rest home. The lease provided for herein shall be accomplished prior to July 1, 1960; however, additional time may be had if in the judgment of the hospital board it appears advantageous for the county and the people.

SECTION 25. In the event an application for a warrant or an application for the issuance of any civil process is either refused by any magistrate in Cherokee County with jurisdiction, or the said magistrate is incapacitated for any reason, then any such applicant shall have the right to apply to any other magistrate in the county who may, in his discretion, assume jurisdiction and issue the warrant or process as if he originally had jurisdiction.

SECTION 26. For the fiscal year 1960-1961 the Board of Trustees of School District No. 1 of Cherokee County, with the approval of the County Board of Education, shall fix a tax levy for school purposes for the county which shall be submitted to the County Auditor not later than July 15, 1960, whereupon the auditor shall levy and the treasurer shall collect such millage. When a levy

has been fixed and approved, as provided herein, and the budget for the various items and purposes necessary for the operation and maintenance of the schools of the county has been finally approved, there shall thereafter be no transfers from one purpose or one item within the budget to another without prior approval of the Board of Trustees and the Board of Education of the county. In the event that the Board of Trustees and the County Board of Education have failed to agree upon a levy for school purposes for any school year by July fifteenth, then the auditor shall levy and the treasurer shall collect the same millage as that collected for the operation of schools of the county for the previous year. *Provided*, that the Sunnyside School in Gowdeysville Township shall remain in operation for the school year 1960-1961.

SECTION 27. There is hereby created a body politic and corporate to be known as the Cherokee County Fire and Water District which shall be a public corporation of perpetual succession. The district shall consist of all the territory west of the Broad River in Cherokee County lying outside the present corporate limits of the City of Gaffney, South Carolina, except those areas formerly known as School Districts 21, 22, 25 and 35.

SECTION 28. The district shall be operated and managed by a commission to be known as the Cherokee County Fire and Water District Commission. The commission shall consist of five members to be appointed by the Governor upon the recommendation of a majority of the Cherokee County Legislative Delegation, including the Senator. The terms of office of the members of the commission shall be for four years except that of the members first appointed two shall be appointed for terms of two years and three for four years and until their successors are appointed and qualify. Any vacancy occurring on the commission by reason of death, resignation or otherwise, shall be filled for the remainder of the unexpired term in the same manner as the original appointment. The initial terms of office shall begin as of the effective date of this act notwithstanding that this may effect a lessening of the duration of the terms of office of the initial members of the commission. The commission shall meet as soon after its appointment as practicable for the purpose of determining the initial terms of the members which shall be accomplished by lot. Thereafter the commission shall proceed to select one of its members as chairman, one of its members as secretary and shall

select such other officers as it deems necessary. The secretary shall report the results of the lot for initial terms and the members selected as chairman, secretary and such other officers as may have been selected to the Cherokee County Legislative Delegation and to the Clerk of Court of Cherokee County.

SECTION 29. There is hereby committed to the district the functions of purchasing, acquiring, constructing, operating, maintaining, improving and extending a water distribution system, a sewer system and a fire protection system. To that end the commission shall be empowered as provided below :

1. To have perpetual succession.
2. Sue and be sued.
3. Adopt, use and alter a corporate seal.
4. Make bylaws for the management and regulation of its affairs, and to define a quorum for its meetings.
5. Deposit monies derived from revenue producing facilities, and to withdraw the same for the purpose of operating and maintaining such facilities.
6. Acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.
7. Build, construct, purchase, acquire, operate and maintain water lines and water mains throughout the district, and all apparatus necessary for the proper functioning of the same, and from time to time to enlarge and extend the same.
8. Build, construct, purchase, acquire, operate and maintain a system for the disposal of sewage, including the construction of sewer mains and sewer lines, and from time to time enlarge and extend the same.
9. Purchase, acquire and continue the use and operation of any and all of the water lines and sewer lines that may presently exist in the area.
10. Purchase, or otherwise acquire, a supply of water for its water distribution system and fire protection system and to that end to purchase, acquire, build, construct, maintain and operate water tanks, reservoirs, pumps and such other apparatus as may be necessary to obtain and distribute water, and to enter into contracts for the purchase of water at wholesale.
11. Distribute and sell water on such terms and rates as it shall from time to time approve. To that end, the commission shall be

empowered to place into effect and to revise, whenever it so wishes or may be so required, a schedule of rates and charges for water furnished by its water distribution system.

12. Place into effect and revise, whenever it so wishes or may be required, a schedule of rates and charges for the use made of its sewage disposal system.

13. Make use of county and State highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.

14. Exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed in Sections 25-101 through 25-140 and Sections 33-121 through 33-148, Code of Laws of South Carolina, 1952, and shall be applicable to property already devoted to a public use.

15. Appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation, and to determine if and to what extent they shall be bonded for the faithful performance of their duties.

16. Make contracts for construction, engineering and other services, with or without competitive bidding.

17. Issue, under the conditions prescribed by Item 19 of this section, general obligation bonds of the district, in the amount of not exceeding five hundred thousand dollars.

18. In addition to the powers given by Item 17 of this section, the commission may, on behalf of the district, borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness payable solely from all or any part of the revenues derived from the operation of any revenue producing facility. The sums borrowed may be those needed to pay all costs incident to the purchase, acquisition, construction and establishment of its water system, its fire protection system and its sewer system, or such sum as may be needed to pay the cost of any extension, addition and improvement to such systems. If the method of financing authorized by this item is used, neither the faith and credit of the State of South Carolina, nor of Cherokee County, nor of the district shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the commission nor any person signing the obligations shall be personally liable thereon. So that a convenient

procedure for borrowing money pursuant to this paragraph may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Sections 59-361 through 59-415 and Sections 59-651 through 59-682, Code of Laws of South Carolina, 1952. In exercising the powers conferred upon the district by such code provisions, the district may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such code provisions. Specifically, and notwithstanding contrary provisions in any such code provisions, the district may:

(a) Provide that such bonds, notes or other evidences of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of any revenue producing facility, as such net revenues may be defined by the commission.

(b) Covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it or in default as to the performance of any covenant or undertaking made by it, that in such event the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(c) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and also of all revenues derived from the operation of the revenue producing facility, whose revenues are pledged for the payment of such obligations, in accordance with and in the order of priority prescribed by the resolutions adopted by the commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness.

(d) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve.

(e) Make such provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the commission shall approve.

(f) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in a fixed amount.

(g) Covenant and agree that no free service from the water and sewer systems will be furnished to any person, firm, corporation, municipal corporation, or any subdivision or division of the State.

(h) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the

number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(i) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequences may be waived.

19. The commission, on behalf of the district, shall be empowered to issue not exceeding five hundred thousand dollars of general obligation bonds of the district, whose proceeds shall be used to defray the cost of purchasing, acquiring, constructing and establishing a water system, a fire protection system and a sewer system in the district. For the purpose of this act, the term "purchase, acquire, and construct and establish" shall embrace the cost of direct purchase or acquisition of existing water and sewer lines and any existing facilities and equipment presently in the district, the cost of direct construction, the cost of all land, property, rights, easements and franchises acquired, which are deemed necessary for such systems, the cost of all machinery and equipment needed therefor, payments to contractors, laborers or others for work done or material furnished, financing charges, interest prior to and during construction and for six months after completion of construction, cost of engineering services, legal services, legal expenses, plans, specifications, surveys, administrative expenses, and such other expenses as may be necessary or incident to the construction of the systems, and the placing of the same in operation. All or any general obligation bonds issued pursuant to this item may be additionally secured by a pledge of the net revenues to be derived from the operation of any revenue producing facility operated and maintained by the district. The words "net revenues" as used in this item shall mean that sum remaining from the aggregate of all monies realized by the district from rates and charges imposed and collected after paying the cost of operation and maintenance of the facility, whose revenues shall be pledged. If, pursuant to this item, general obligation bonds are issued:

(a) They shall be issued as a single issue or from time to time as several separate issues. They shall bear such date or dates as the commission shall determine and the bonds of any issue shall mature in such equal or unequal installments as may be determined by the commission. They shall be made payable at such place or places as the commission shall prescribe, and they shall bear interest at such rate or rates, and shall be payable in such manner as the commission

may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Cherokee County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the commission may prescribe. Any bond issued pursuant to this item may be made subject to redemption prior to its stated maturity, on such terms and conditions, and with such redemption premium as the commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries, at public or private sale.

(c) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts and Joint Resolutions of South Carolina, 1952.

(d) Such bonds shall be executed in the name of the Cherokee County Fire and Water District by the chairman and the secretary of the commission, under the seal of the district. The coupons attached to such bonds may be authenticated by the facsimile signatures of the chairman and the secretary of the commission who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid, notwithstanding any changes in officers or seal occurring after such execution or authentication.

(e) There shall be irrevocably pledged for the payment of the bonds and interest as they mature, the full faith, credit and resources of the district, and the Auditor and Treasurer of Cherokee County are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at respective maturities. The bonds may be additionally secured by a pledge of the net revenues which the district may derive from the operation of any revenue producing facility. In such event, such net revenues as shall be available, shall be delivered to the Treasurer of Cherokee County, and he shall set them apart in a special fund and apply them solely to the payment of the principal and interest of the bonds, so additionally secured by a pledge of the net revenues, so long as any principal or interest of the bonds remain outstanding. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues, as aforesaid, actually in the hands of the Treasurer of Cherokee County at the time the tax for such year is required to be levied, and the tax may be entirely sus-

pended for any year in case such monies on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subparagraph (e) of this Item 19 need not, in the discretion of the commission, be exclusive, and the commission may reserve the right to issue further bonds payable in whole or in part from such net revenues on a parity with the bonds authorized by this paragraph under such conditions as the commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Cherokee County in a separate and special fund, and shall be expended upon the warrants or orders of the commission for the purposes specified herein, and no others, except that any premium received shall be deposited with the Treasurer of Cherokee County and applied by him to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Cherokee County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds, nor any subsequent holders thereof, shall be responsible for the proper application of the proceeds of sale.

20. The commission is also authorized and empowered to enter into contracts with other districts, whether fire, water or sewer districts, and whether lying within or without the territory comprising the district, and also enter into contracts with municipalities and persons without the district or contiguous thereto, to furnish water, fire protection and sewer service, to be furnished upon such terms, rates and charges as may be fixed by the contract or agreement between the parties, and when, in the judgment of the commission, it is to the interest of the district so to do. No such contract shall be for a longer period than ten years, but may be renewed from time to time for a like period.

21. Do all other acts and things necessary or convenient to carry out any function or power committed to the district, including the right to enter into contracts with other governmental agencies, local, State or Federal.

SECTION 30. All revenues derived by the commission from the operation of any revenue producing facility which may not be required to discharge covenants made by it, in issuing bonds, notes or other obligations authorized by this act, shall be disposed of by the commis-

sion, from time to time, for purposes germane to the functions of the district.

SECTION 31. In all sections where water lines are constructed, expanded or extended within the district and are adequate for such purpose fire hydrants shall be installed at such intervals so as to provide adequate fire protection.

SECTION 32. The property and income of the district shall be exempt from all taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 33. So long as the district shall be indebted to any person, firm or corporation on any bonds, notes or other obligations, issued pursuant to the authority of this act, the provisions of this act, and the powers granted to the district and the commission shall not be in any way diminished or restricted, and this provision of this act shall be deemed a part of the contract between the district and the holders of such obligations.

SECTION 34. The Treasurer of Cherokee County is authorized to purchase the bonds provided by this act by the use of any surplus funds of the county on hand in the county treasury.

SECTION 35. It shall be unlawful for any person to wilfully injure or destroy, or in any manner hurt, damage, tamper with or impair any facility of the district, or any part of the same, or any apparatus or equipment incident thereto or used or useful in the operation of such facility, or to obtain water from its water distribution system except in accordance with the regulations promulgated by the commission. Any person so offending shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars, or shall be imprisoned for not more than sixty days at the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 36. Authority is hereby granted to form the Thickety Creek Watershed Conservation District in Cherokee County for the purpose of developing and executing plans and programs relating to any phase of the control and prevention of soil erosion, flood prevention, or the conservation, development, utilization and disposal of water.

SECTION 37. The area embraced in the district must be contiguous and drain naturally into Thickety Creek. The area shall not in-

clude lands located within the boundary of any incorporated city or town, lands not included within a soil conservation district, or lands embraced in another watershed conservation district.

SECTION 38. Formation of the district shall be initiated by the filing of a petition with the board of supervisors of the soil conservation district within the proposed conservation district. The petition must be signed by twenty-five or more freeholders in the proposed district. If there are less than fifty landowners within the proposed district, then a majority of the landowners may file a petition with the board asking that a watershed conservation district be organized to function in the area described in the petition. The petition shall set forth and define the boundaries of the proposed district, the number of acres involved, reasons for requesting the creation of the district and any other information pertinent to the proposal.

SECTION 39. (a) Within thirty days after the petition has been filed with the board of supervisors of the soil conservation district, it shall cause due notice to be given of a hearing upon the question of the desirability and necessity, in the interest of the public health, safety, and welfare, of the creation of the watershed conservation district. All interested parties shall have the right to attend the hearing and to be heard. If it shall appear at the hearing that other lands should be included in the petition or that lands included in the petition should be excluded, the board of supervisors may permit such inclusion or exclusion, provided the land area involved still meets the requirements of Section 37 of this act.

(b) If it appears upon the hearing that it may be desirable to include within the proposed watershed conservation district territory outside of the area within which due notice of the hearing has been given, the hearing shall be adjourned and due notice of a further hearing shall be given throughout the entire area considered for inclusion in the proposed watershed conservation district, and such further hearing shall be held. After final hearing, if the board of supervisors of the soil conservation district determines, upon the facts presented at the hearing and upon other available information, that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination, and shall define the area but the description need not be given by metes and bounds but the description shall be deemed sufficient if generally ac-

curate and the approximate number of acres of land included in the proposed watershed conservation district is shown.

(c) If the board of supervisors of the soil conservation district determines after such hearing that there is no need for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination and shall deny the petition.

SECTION 40. After the board of supervisors has determined that there is need, in the interest of the public health, safety and welfare, for creation of the proposed watershed conservation district, it shall consider the question whether the operation of a district within the proposed boundaries with the power conferred upon such district in Section 44 of this act is administratively practicable and feasible. To assist the board of supervisors in this determination, the board shall, within a reasonable time after entry of the finding that there is need for the organization of the district and the determination of the boundaries of the district, hold a referendum within the proposed district upon the proposition of the creation of the district. Due notice of the referendum shall be by notice published at least twice with an interval of at least one week between the two publication dates, in a publication of general circulation within the appropriate area or, if no such publication of general circulation be available, notices shall be posted at a reasonable number of conspicuous places in the appropriate area. These notices shall be posted at public places where it is customary to post notices concerning county or municipal affairs generally. Such notices shall state the date of holding the referendum, the hours of opening and closing the polls, and shall designate one or more places within the proposed district as polling places. The board shall have full charge of the election and shall have suitable ballots printed and furnished to each voting place, appoint necessary box managers and other election officials, and shall canvass the election and announce the results. Cost of holding the referendum shall be paid from the General Fund of Cherokee County.

SECTION 41. The question to be voted on shall be submitted by ballots upon which appear the words:

“For the creation of the Thickety Creek Watershed Conservation District”

“Against the creation of the Thickety Creek Watershed Conservation District”

A square shall follow each proposition. The ballot shall also contain a direction to insert an "X" mark in the square following one or the other of the propositions, as the voter may favor or oppose creation of the district. The ballot shall set forth the boundaries of the proposed district as determined by the board of supervisors. Only owners of land lying within the boundaries of the territory, as determined by such board, shall be eligible to vote in the referendum. Qualified voters may vote by absentee ballot in such referendum under rules and regulations prescribed by the board of supervisors.

SECTION 42. The votes shall be counted by the referendum officials at the close of the polls and a report of the results along with the ballots shall be delivered and certified to the board of supervisors. Thereafter the board shall determine whether the operation of the watershed conservation district within the defined boundaries is administratively practicable and feasible. If the board determines that the operation of such district is not administratively practicable and feasible, it shall record such determination and deny the petition. If the board determines that the operation of such district is administratively practicable and feasible, it shall record such determination and shall proceed with the organization of the district in the manner hereinafter set forth; *provided*, however, that the board shall not have authority to determine that the operation of such district is administratively practicable and feasible unless at least a two-thirds majority of the votes cast in the referendum upon the proposition of the creation of such district shall have been cast in favor of the creation of such district. If the board shall determine that the operation of such district is administratively practicable and feasible, it shall certify such determination to the Clerk of Court of Cherokee County and to the Secretary of State. Upon this certification, the watershed conservation district shall constitute a governmental subdivision of this State and a public body corporate and politic. After being recorded, such certification shall be filed with the State Soil Conservation Committee.

SECTION 43. (a) The governing body of the watershed conservation district shall consist of five directors, elected as provided herein.

(b) Within thirty days after the watershed conservation district has been created, nominating petitions may be filed with the board of supervisors of the soil conservation district to nominate candidates for directors of the watershed conservation district. No nominating peti-

tion shall be accepted by the board of supervisors unless it is signed by twenty-five or more landowners within the watershed conservation district, or, if less than fifty landowners are involved, by a majority of such landowners. If the candidates nominated do not exceed the number of directors to be chosen, the board of supervisors shall declare them to be elected. No person shall be eligible to be a director who is not a landowner in that portion of the watershed conservation district within the soil conservation district in which he seeks election.

(c) If the candidates nominated for directors of the watershed conservation district exceed the number of directors to be chosen, the board of supervisors of the soil conservation district shall, after having given due notice thereof, cause an election to be held within the watershed conservation district within a reasonable time after the expiration of the thirty day period for the election of five directors of the watershed conservation district. The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any five names to indicate the voter's preference. All landowners within the watershed conservation district shall be eligible to vote in the election. Only landowners shall be eligible to vote. The five candidates who shall receive the largest number respectively of the votes cast in such election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the supervision of the board of supervisors of the soil conservation district, be the governing body of the watershed conservation district.

(d) Of the directors first elected, the two receiving the largest number of votes shall serve for terms of four years, the two receiving the next largest number of votes shall serve for terms of three years, and the one receiving the next largest number of votes shall serve for a term of two years. The term of office of each of their successors shall be for four years.

(e) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. Such bond shall be executed by a

surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on such bond shall be paid by the watershed conservation district.

SECTION 44. The watershed conservation district shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and such district and the directors thereof shall, subject to the approval of the board of supervisors, have the following powers, in addition to others granted in other sections of this act:

(a) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Chapter 2 of Title 25, Code of Laws of South Carolina, 1952, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(b) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or convenient for the performance of any of the operations authorized by this act;

(c) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of the district, and if promissory notes are issued, to execute such mortgages on any property owned by the district, or assign or pledge such revenues or assessments of the district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds as provided in Section 45 of this act;

(d) To levy an annual tax on the real property within the district subject to the limitations as provided in Section 47 of this act for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district. Such levy shall be made only after approval by the board of supervisors of the soil conservation district, by notifying the county auditor.

SECTION 45. (a) Bonds authorized by Section 44 of this act shall not be issued until proposed by order or resolution of the directors of

the watershed conservation district, specifying the purpose for which the funds are to be used and the proposed undertaking, the amount of bonds to be issued, the rate of interest they are to bear, and the amount of any necessary tax levy in excess of the maximum authorized in Section 47 of this act. A copy of the order or resolution shall be certified to the board of supervisors of the soil conservation district.

(b) The board of supervisors shall hold a hearing on such proposal after having given due notice. If it appears that the proposal is within the scope and purpose of this act and meets all other requirements of the law, the proposal shall be submitted to the landowners of the district by a referendum held by the board of supervisors.

(c) The same provisions as to notice, qualifications of voters, absentee voting, and manner of holding the referendum in organizing a watershed conservation district shall apply to the referendum held under this section.

(d) If two-thirds of the votes cast in the referendum favor the proposal, the directors shall, with the approval of the board of supervisors, be authorized to issue the bonds.

SECTION 46. The directors of the watershed conservation district shall receive no compensation for their services, but they may be reimbursed for expenses, including traveling expenses, necessarily incurred in the performance of their duties, as approved by the board of supervisors of the soil conservation district.

SECTION 47. Within the first quarter of each calendar year, the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for administration of the watershed conservation district and for construction, operation and maintenance of works of improvement. After approval of such budget by the board of supervisors of the soil conservation district, the county auditor shall levy a tax sufficient to meet such budget on all real property within the watershed conservation district of not to exceed five mills on each dollar of assessed valuation, except that this limitation shall not apply to any levy necessary to provide a sinking fund for the retirement of bonds authorized by Section 45 of this act. A copy of the budget shall be certified to the Auditor of Cherokee County.

SECTION 48. (a) The directors of the watershed conservation district with the assistance of the county auditor shall prepare a list

of the landowners in each county involved showing the number of acres subject to assessment.

(b) When the property tax rolls are delivered to the county treasurer by the auditor, as required by law, the treasurer shall compute the tax due the watershed conservation district from each landowner in accordance with the rate fixed by the directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills.

SECTION 49. (a) The county treasurer shall collect the taxes due the watershed conservation district at the same time and in the same manner as he collects other taxes of the county.

(b) Such taxes shall be subject to the same due and delinquency dates, discounts, penalties and interest as are applied to the collection of county taxes.

SECTION 50. Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of the funds shall be made by the directors of the watershed conservation district with the approval of the board of supervisors of the soil conservation district.

SECTION 51. The owner or owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district may petition the board of supervisors of the soil conservation district to have such lands detached. The petition shall describe the lands and state the reasons why they should be detached. A hearing shall be held by the board of supervisors within thirty days after the petition is filed. Due notice of such hearing shall be given by the board of supervisors. If it is determined by the board of supervisors that the lands should be detached, its determination shall be certified to the Auditor of Cherokee County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee.

SECTION 52. (a) At any time after five years after the organization of the watershed conservation district, twenty-five or more landowners within the district, or if less than fifty landowners are involved, a majority of the landowners, may file a petition with the board of supervisors of the soil conservation district asking that the existence of the watershed conservation district be discontinued. The

petition shall state the reasons for discontinuance, and that all obligations of the watershed conservation district have been met. The board of supervisors may conduct such hearings upon the petition as may be necessary to assist it in the consideration thereof.

(b) Within sixty days after the petition has been filed with the board of supervisors it shall give due notice of the holding of a referendum. The board of supervisors shall hold such referendum substantially as provided for in Section 45 of this act. The question shall be submitted by ballots upon which the words "For terminating the existence of the Thickety Creek Watershed Conservation District" and "Against terminating the existence of the Thickety Creek Watershed Conservation District" shall be printed, with a square before each proposition and a direction to insert an "X" mark in the square before one or the other of the propositions as the voter may favor or oppose the discontinuance of the watershed conservation district. All landowners within the watershed conservation district shall be eligible to vote in the referendum. Only landowners shall be eligible to vote. No informality in the conduct of the referendum or in any matters relating thereto shall invalidate the referendum or the results thereof if notice thereof shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

(c) The board of supervisors shall publish the results of the referendum and shall thereafter determine whether the continued operation of the watershed conservation district is administratively practicable and feasible. If the board of supervisors determines that the continued operation of the watershed conservation district is administratively practicable and feasible, it shall record such determination and deny the petition. If the board of supervisors determines that the continued operation of the watershed conservation district is not administratively practicable and feasible, it shall record such determination and shall certify its determination to the directors of the watershed conservation district; *provided*, the board of supervisors shall not be authorized to determine that the continued operation of the watershed conservation district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum shall have been cast in favor of the continuance of the watershed conservation district.

(d) Upon receipt from the board of supervisors of a certification that it has determined that the continued operation of the watershed conservation district is not administratively practicable and feasible,

the directors shall forthwith proceed to terminate the affairs of the watershed conservation district. A copy of the determination shall be certified to the Auditor of Cherokee County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee and the Secretary of State.

SECTION 53. If any soil conservation district in which any part of a watershed conservation district is situated is discontinued, all supervisory authority over the affairs of the watershed conservation district which was previously exercised by the board of supervisors of such soil conservation district shall thereafter be exercised by the Governing Body of Cherokee County.

SECTION 54. If any part of this act shall be held unconstitutional, such unconstitutionality shall not affect the remainder of this act.

SECTION 55. Act No. 1042 of 1958, as amended by Act No. 373 of 1959, and all acts or parts of acts inconsistent herewith are repealed.

SECTION 56. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R603, H2051)

No. 977

A Joint Resolution To Extend The Open Season For Hunting Quail In Chester County For The Year 1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Quail season extended in Chester County.—The open season for hunting quail in Chester County in Game Zone 4 is hereby extended for an additional fifteen days for the year 1960 only.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R1102, H2515)

No. 978

An Act To Amend Section 3 Of Act No. 858 Of The Acts Of 1949, As Amended, Relating To The Great Falls Public Service District, So As To Further Define The Territory Within The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 858 of 1949 amended—area added to Great Falls Public Service District.—Section 3 of Act No. 858 of the Acts of 1949, as amended, is further amended by adding the following paragraph thereto :

“Also, all that area within the following boundaries: beginning at a point being a continuation of the northwestern boundary of the present Great Falls Public Service District and running thence with the continuation S 54° 14' W for 285 feet, more or less, to the center line of the intersection of S. C. Highway No. 99 and Lybrand Street; thence along the center line of S. C. Highway No. 99 in a southeasterly direction to a point where it intersects with the center line of U. S. Highway No. 21; thence in a northeasterly direction along the center line of U. S. Highway No. 21 for a distance of 387 feet, more or less; thence along the property lines of Stromer Wilson as follows: northwesterly 136 feet, more or less, westerly 89 feet, more or less, and northwesterly 185 feet, more or less; thence along the property lines of Evans Dye and others in a northwesterly direction 585 feet, more or less; thence along the property lines of John Ross McCullough and others in a northwesterly direction 30 feet, more or less, in a westerly direction 50 feet, more or less, and in a northwesterly direction to the point of beginning.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1136, S759)

No. 979

A Joint Resolution To Create The Chester County Nursing Home Commission To Study The Feasibility Of Constructing A Nursing Home For Chester County To Be Operated In Conjunction With The Chester County Hospital; To Make Plans For Such Construction If It Appears Feasible And To Accept Gifts And Grants To Finance The Construction.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chester County Nursing Home Commission created.—There is hereby created the Chester County Nursing Home Commission which shall be composed of three members. One of the members shall be the Chester County Hospital Administrator, who shall serve ex officio, one of the members shall be the Chester County Manager, who shall serve ex officio, and one of the members shall be appointed by the Chester County Legislative Delegation. The members of the commission shall serve until their duties as herein provided have been completed.

The commission shall study the feasibility of constructing a nursing home for Chester County on property of the Chester County Hospital to be operated in conjunction with the Chester County Hospital, and shall make plans for the construction of the nursing home if the construction thereof appears feasible. It may negotiate for and accept gifts and grants including federal funds made for the purpose of financing the construction of the nursing home. The commission shall make a report with recommendations, including recommendations for financing the construction of the nursing home, to the Chester County Legislative Delegation and the Chester County Hospital Board as soon as may be possible.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1155, H2621)

No. 980

An Act To Provide For The Levy Of Taxes For Chester County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, To Direct The Expenditure Thereof, And Relating To Other Matters In The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The Auditor of Chester County is hereby directed to levy during the year 1960, upon the recommendation and approval of a majority of the Chester County Legislative Delegation, a tax of sufficient number of mills after taking into consideration indirect revenue accruing to the county to provide for the operation of the Government of Chester County for the fiscal year commencing July 1, 1960, and ending June 30, 1961, as is set forth in Section 1 of this act. *Provided*, that the treasurer is hereby directed to collect said tax. *Provided*, further, that the Auditor of Chester County is hereby prohibited from the levying of any tax not approved by a majority of the Chester County Legislative Delegation except as otherwise provided by law for school purposes. *Provided*, further, that if no levy is set for ordinary county purposes, then the levy shall be the same as the preceding year.

Item 1. Administration

A. Office of Clerk of Court

Clerk	\$ 4,500.00
Deputy Clerk	2,900.00
Assistant Deputy Clerk	2,300.00

B. Office of Auditor

Auditor (in addition to amount paid by the State of South Carolina)	1,500.00
Auditor—travel expenses	300.00
Assistant Auditor	2,900.00

C. Office of Treasurer

Treasurer (in addition to amount paid by the State of South Carolina)	1,500.00
Treasurer—travel expenses	300.00
Assistant Treasurer	2,900.00

D. Tax Collector	3,800.00
Deputy Tax Collector	2,600.00

E. Office of Judge of Probate	
Judge of Probate, Salary	4,500.00
Deputy Judge of Probate, Salary	2,300.00
F. Office of the County Manager and the County Board of Directors	
Board members — Chairman, \$1,200.00, four members @ \$1,000.00 each	5,200.00
County Manager	6,000.00
<i>Provided</i> , that the County Manager shall carry out duties as hereinafter prescribed.	
Stenographer for County Manager	2,900.00
G. Board of Equalization and Assessment Control ..	1,500.00
<i>Provided</i> , that this appropriation shall be spent under the direction of the County Manager of Chester County with the approval of the Chester County Legislative Delegation.	
H. Legal Services, including County Attorney	2,200.00
<i>Provided</i> , that all county agencies, departments, institutions and offices, including County Board of School Trustees and Chester County Hospital Board, shall call upon the legal department for any advice, opinions and other legal information.	
I. Premiums on Bonds of County Officials	1,500.00
J. Premiums on Workmen's Compensation Insurance for County Employees	6,000.00
K. Janitor Service—Courthouse and other public buildings	2,000.00
<i>Provided</i> , the County Manager shall use prison labor when available.	
L. Custodian of Chester County War Memorial Building	800.00
<i>Provided</i> , said custodian shall be appointed by the County Manager upon the recommendation of a majority of the Chester County War Memorial Commission.	
M. Coroner—Salary	1,380.00
Coroner—Travel expenses	200.00
Item 2. Sheriff's Office	
A. Sheriff	\$ 4,500.00
Deputy Sheriff	3,920.00
Record Clerk	2,300.00

The Sheriff shall set up a complete system of records showing information on all prisoners placed in the jail and any other records he may deem wise. *Provided*, the record clerk shall keep such records and said records shall be available to the magistrates and all law enforcement officers. *Provided*, said records shall show the time when a prisoner is confined in County Jail and when released.

- B. Jailor 2,600.00

Provided, that the Sheriff and/or Jailor may reside in the living quarters of the Jail and shall have charge of the dieting of prisoners in the Jail.

- C. Jail expenses in dieting of prisoners and convicts in County Jail 4,500.00

Provided, that the Jailor and/or Sheriff shall keep an accurate record of the time a prisoner enters and leaves the County Jail and the number of meals served each prisoner while he is confined in the county jail. Said Jailor and/or Sheriff shall be paid on the basis of thirty cents per meal.

Provided, further, that the County Manager shall have supervision of and shall be held responsible for the expenditure of the above appropriation and shall be empowered to make rules and regulations of the expenditure thereof. *Provided*, further, that the Jailor and/or Sheriff shall submit to the County Manager his record of time each prisoner or convict spent in County Jail. Said record shall be used as a basis of payment by the County Manager for the dieting of prisoners and convicts.

Provided, further, that before payment is made by the County Manager to the Jailor and/or Sheriff said County Manager shall compare and check record submitted by Jailor and/or Sheriff with the jail book in the Sheriff's office.

Item 3. Magistrates

A. First District	\$ 3,360.00
B. Second District	1,000.00
C. Third District	1,200.00
D. Fourth District	1,000.00
E. Fifth District	870.00
F. Sixth District	870.00
G. Seventh District	3,000.00
H. Magistrates' Constables (5)	1,110.00

Provided, that the Constables shall be paid salaries at the rate now provided by law.

Item 4. Law Enforcement, Countywide\$ 33,210.00

Item 5. Law Enforcement, Great Falls Area\$ 15,800.00

Item 6. Miscellaneous Law Enforcement

A. Support and Maintenance of Convicts at Stockade	\$ 10,000.00
B. Technician for Police Radio	600.00
C. Leased Telephone Line for Great Falls Law Enforcement Officers	1,080.00
D. Police Radio Operator	2,900.00
E. County Share for Police Radio Operator	1,450.00
F. Relief Operator, Police Radio	800.00

Provided, that said Police Radio Operators and Police Radio Technician shall be employed by the Chester County Police Commission upon the recommendations of the Chief of County Police; and *provided*, further, that the Chester County Police Commission shall prescribe the duties of the Police Radio Operator and Police Technician.

G. Uniforms and supplies for Law Enforcement Officers	2,000.00
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Provided, that the County Manager shall purchase uniforms as needed.

Provided, further, that when a new law enforcement officer is hired there is hereby authorized and directed a deduction of \$25.00 per month from such officer's pay for a period of six months, said amount to apply to the purchase of uniforms.

H. Jurors and Witnesses, including Magistrates' Jurors for regular or special terms of court	8,000.00
<i>Provided</i> , that Jurors for the Circuit Court shall be paid mileage each way for each mile actually traveled each day at 5¢ per mile.	
<i>Provided</i> , Jurors shall be paid at the rate of seven dollars and fifty cents per day.	
<i>Provided</i> , Magistrates' jurors shall be paid as provided by law.	
I. Post Mortems, Inquests, Lunacy Commitments.	1,000.00
J. For operation of Law Enforcement automobiles.	6,500.00
<i>Provided</i> , that identification signs shall be placed on all Chester County law enforcement automobiles. The county shops shall be used for maintenance of all law enforcement automobiles and vehicles whenever possible. <i>Provided</i> , further, that law enforcement automobiles shall be used for official business only.	
Item 7. Farm Agencies	
A. Supplement to County Agent	\$ 900.00
B. County Agent for supplemental postage, telephone, etc.	50.00
C. Supplement Salary to Assistant County Agent . .	600.00
D. Supplement to County Agent's Stenographer . .	400.00
E. Boys' 4-H Club Work	50.00
F. Girls' 4-H Club Work	50.00
G. Supplement Salary to Home Demonstration Agent	300.00
H. Supplement to Stenographer for County Home Demonstration Agent	600.00
I. Supplies for Home Demonstration Agent	100.00
J. Supplement to Salary, Negro Agricultural Agent	240.00
K. Janitor Service	36.00
L. Rent	240.00
M. Lights	12.00
N. Fuel	80.00
O. Telephone	122.00
P. Secretary to Negro Agricultural Agent and Negro Home Demonstration Agent	1,320.00
Q. Negro Home Demonstration Agent, Material . .	50.00

R. Negro Agricultural Agent, Demonstration Material	50.00
S. Negro 4-H Club Work, Boys' and Girls'	100.00
T. Negro Home Demonstration Agent	1,740.00
Item 8. Welfare .....	.
A. Supplement Salary to County Director of Public Welfare	\$ 300.00
B. Supplement to Chester County Public Welfare Board	300.00
<i>Provided</i> , that members shall be paid at the rate of seven dollars per meeting and for mileage. (12 meetings per year.)	
Item 9. Health	
A. State Board of Health—Vital Statistics	\$ 500.00
B. County Health Department	13,830.00
C. Tuberculosis Clinic Work	800.00
D. County Physician	1,400.00
Item 10. Veterans	
A. Service Officer for Veterans of all wars	\$ 3,900.00
B. Travel for Service Officer, if so much be necessary	1,200.00
C. Stenographic Help for Service Officer	2,300.00
Item 11. National Guard Unit at Chester	\$ 1,500.00
Item 12. Road Department	
A. Road equipment and expenses of operation of same, including road construction program operated in connection with and under the supervision of the State Highway Department on State highways, including labor, roads, bridges, culverts and pipe lines	\$ 57,500.00
<i>Provided</i> , that the above amount is appropriated for the above stated purposes only, and before any new road construction or new projects are undertaken by the County Manager and County Board of Directors, prior appropriation therefor shall be made by the County Legislative Delegation. <i>Provided</i> , further, that the County Manager shall be held responsible for any construction or new projects made contrary to the above provisions.	

Provided, further, that all trucks, motor graders, tractors and other equipment shall have identification signs showing that they are the property of Chester County.

Item 13. Miscellaneous

A. Contributions on office rent, heat, water, lights, janitor service, Farm Home Administration . . .	\$ 160.00
B. Public Buildings, including water, lights, fuel and insurance, including Health Centers, Great Falls Jail and Chester County War Memorial Building	9,000.00
C. Printing, postage and stationery	8,500.00
D. Retirement and Social Security, County employees	7,500.00
E. Chester County Commerce and Development Board, for advertising county advantages, if so much be necessary	6,000.00
F. Chester Soil Conservation District to be used in employment of personnel to work with the Soil Conservation Service	1,000.00
G. Miscellaneous expenses, County Manager	1,200.00
H. Civil Air Patrol (Great Falls Sqdn.)	500.00
I. Board of Registration	500.00
J. Expense, Tax Notices and Auditing Fees	1,000.00
K. Premium, Accident Insurance, County Law Enforcement Officers	275.00
L. Nursing Home Patients, if so much be necessary <i>Provided</i> , that the above amount shall be expended by the County Manager on patients in nursing homes that are approved by the State Board of Public Welfare and the State Health Department; <i>provided</i> , further, that said patients shall be approved by the Chester County Welfare Department.	6,000.00
M. Chester County Board of School Trustees <i>Provided</i> , that the above appropriation shall be paid each Trustee at the rate of \$20.00 per meeting, not to exceed twelve meetings per year.	2,400.00
N. Chester County Library (in addition to levy made hereinafter in Section 2)	1,500.00

O. Mental Health Clinic, Chester County's Contribution	3,150.00
<i>Provided</i> , this amount is hereby appropriated contingent upon the establishment of a mental health clinic in conjunction with Lancaster and York Counties.	
TOTAL	\$314,805.00

SECTION 2. The following taxes are levied upon the taxable property of Chester County for the year 1960 for expenditure during the fiscal year commencing July 1, 1960, and ending June 30, 1961, for the following purposes:

(a) To provide funds for retiring and paying interest on Chester County Hospital bonds (issue of 1950) and War Memorial Building bonds (issue of 1949), three mills;

(b) For Chester County Hospital, one mill, if so much be necessary, for hospitalization of deserving charity patients whose condition demands hospitalization. *Provided*, however, that no more than one-twelfth of the above amount, if so much be necessary, shall be spent in any one month; *provided*, further, that the treasurer shall make these funds available direct to the Chester County Hospital Board upon itemized statements of the number of days spent in the hospital by charity patients signed by each patient and certified by the hospital management. *Provided*, further, the Chester County Hospital Board is responsible for and charged with the expenditure of the above levy for hospitalization of charity patients and is hereby authorized and directed to make such investigations in order to determine who is eligible for charity hospitalization as they deem wise. *Provided*, further, that the Chester County Board of Public Welfare is hereby directed to make any such investigations of charity patients as the Chester County Hospital Board may request. *Provided*, further, that the charity patients referred to herein shall be citizens of Chester County;

(c) For county roads, five mills, to be expended on the county roads. Such expenditure shall include labor, roads, bridges, culverts and pipe lines and the construction program operated in connection with and under the supervision of the State Highway Department on roads now in or roads to be placed in the State Highway System. The funds raised from this levy are appropriated for the above-stated purposes only, and any new road construction or projects shall not be

undertaken by the County Manager or the County Board of Directors unless and until an appropriation has been made therefor by the county legislative delegation;

(d) For Chester County Library, one and three-quarters mills; *provided*, this levy shall supersede levy made in Act No. 293 of the Acts of the General Assembly of 1949.

Provided, however, that the Auditor of Chester County is hereby directed, upon the written approval of a majority of the Chester County Legislative Delegation, to reduce these levies or to eliminate them entirely. *Provided*, further, that in case the funds provided by the above levies prove to be more than enough for such purposes, the treasurer, upon the written authority of the majority of the Chester County Legislative Delegation, shall transfer such excess funds to the Chester County Contingent Fund.

SECTION 3. The county treasurer is empowered to borrow in anticipation of taxes levied so much money as may be necessary to pay the authorized expenses of the county in case of emergency; *provided*, it shall be borrowed upon the request of the board of county directors, with the approval in writing of a majority of the Chester County Legislative Delegation.

SECTION 4. In the event it should be found that the amount appropriated for any specific purpose is more than is necessary, the county manager shall have the right, with the written approval of a majority of the legislative delegation, to apply such surplus to other necessary county purposes and *provided*, further, that the county manager shall not have the right to exceed the appropriations herein made for any specific purpose unless he is authorized prior thereto in writing by a majority of the legislative delegation.

SECTION 5. All county officers, departments, boards and agencies, including the jailor, when in need of supplies, shall make written requisition to the county manager for all supplies needed and in no case shall any purchases be made except as above specified.

SECTION 6. The errors, if any, in the total of this act shall not affect any of the several items named herein.

SECTION 7. The salaries, expense items and rents herein provided for shall be payable monthly, unless otherwise specified and provided.

SECTION 8. The county manager is hereby authorized to allow any pay for full ten days' time every two weeks for regular truck drivers, regular machine hands, regular machinists or mechanics, regular foremen of bridge gangs and regular patrol foremen when their time may be interfered with by weather conditions; *provided*, these employees shall be paid weekly; *provided*, however, that these employees report for work and do such work as conditions will permit; *provided*, further, that this shall not interfere with previous arrangements made by the county manager in case of sickness of employees and shall not interfere with the number of holidays heretofore allowed and *provided*, further, that the provisions of this section shall not be construed to interfere with the authority of the county manager to discharge any employee for cause, dismiss one when his term of employment has expired, or "lay off" one when his services are not needed, or when there are no funds with which to pay for the work in which he is engaged. *Provided*, further, that the county manager is hereby authorized to allow a vacation of one week each year with pay for such employees who have been in the employ of the county for one full continuous year immediately preceding such vacation. *Provided*, further, that the rate of pay for all county road employees shall be determined and fixed by the county manager and shall be consistent with the amount appropriated each year in the annual Chester County Supply Act. *Provided*, further, that when the pay is so determined by the county manager, such rates of pay shall be recommended to the county board of directors for their approval.

SECTION 9. The furniture, fixtures and equipment located on the second floor of the Chester County War Memorial Building shall not be loaned or removed from the building.

SECTION 10. The county manager is hereby authorized to lease or sell land and building formerly known as the Chester County Nursing and Convalescent Home. *Provided*, that before any lease or sale is made by the county manager he shall submit same to the county board of directors and county legislative delegation for their approval.

SECTION 11. The salaries appropriated in this act for all county officers and offices are appropriated in lieu of all fees now provided by law and shall be paid in lieu of all fees.

SECTION 12. The salary for the court bailiff is hereby fixed at six dollars per diem for days actually served in court.

SECTION 13. The county manager and the executive secretary of the Chester County Board of School Trustees are hereby authorized and directed to post on or before the tenth day of each month, on the bulletin board in the courthouse, an itemized list of all disbursements made during the preceding month.

SECTION 14. The county manager is hereby authorized and directed to maintain all streets in the City of Chester not now in the State Highway System.

SECTION 15. The words "County Delegation," "majority of the legislative delegation," and words of similar import when used to refer to the group which must approve or take certain action shall, in all cases when used in this act or any act applicable to Chester County, mean the Senator and one-half of the members of the House of Representatives from Chester County.

SECTION 16. The County Manager shall annually inventory and identify by proper number or markings all furniture, fixtures and equipment owned by Chester County.

SECTION 17. The levy provided for in Section 21-1816, Code of Laws of South Carolina, 1952, as amended, shall be utilized only for the operation and maintenance of the schools of Chester County.

SECTION 18. All acts or parts of acts inconsistent herewith are repealed.

SECTION 19. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R715, H2318)

No. 981

An Act To Appropriate Two Thousand Dollars For The Chesterfield County Rescue Squad.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Chesterfield County — appropriation for rescue squad.—There is hereby appropriated from the General Fund of Chesterfield County the sum of two thousand dollars, to be expended by the Chesterfield County Rescue Squad.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R1073, S704)

No. 982

An Act To Make Supplementary Appropriations For Chesterfield County For The Fiscal Year 1959-1960.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplementary appropriations are hereby made for the fiscal year July 1, 1959, to June 30, 1960, for the operation of the county government of Chesterfield County :

County Contribution to Retirement	\$ 600.00
County Contribution to Social Security	550.00
Maintenance of Indigents	1,500.00
Maintenance of Radios for Sheriff and Deputies	240.00
Clerical Assistance to county auditor	285.20
Maintenance of Public Buildings	2,000.00
County Highway Fund	2,500.00
Expenses for registration of voters	1,000.00
Clerical assistance for Tax Collector	400.00
Total	\$ 9,075.20

SECTION 2. From the 1959-1960 appropriation for salary for Negro Home Demonstration Agent any amount not required for such salary may be expended for equipment for the office of the Negro County Agent and the Negro Home Demonstration Agent.

SECTION 3. The funds appropriated in Section 1 for expenses for registration of voters shall be expended with the approval of a majority of the Chesterfield County Legislative Delegation.

SECTION 4. Any amount of the funds appropriated in Section 1 for Maintenance of Public Buildings which remains unexpended at the end of the fiscal year 1959-1960 shall be carried forward to the fiscal year 1960-1961.

SECTION 5. Whereas, in or about the year 1955 the Town of Jefferson borrowed the sum of sixteen thousand dollars from the Chesterfield County Sinking Fund Commission to defray in part the necessary expenses of extending water lines to substantial new industries located outside of and south of the Town of Jefferson; and

Whereas, a balance of approximately eleven thousand dollars of said indebtedness remains unpaid; and

Whereas, the industries made possible by the extension of said water lines pay no municipal taxes to the Town of Jefferson but have paid substantial taxes for the benefit of all of the school districts of Chesterfield County and will in the future pay substantial county taxes. Now, therefore,

There is hereby appropriated to the Town of Jefferson an amount equal to its outstanding indebtedness to the Chesterfield County Sinking Fund Commission, it being intended hereby to offset this appropriation against the said indebtedness and thereby to satisfy it in full. The County Treasurer is directed to mark as paid the notes evidencing said indebtedness.

SECTION 6. All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1103, H2524)

No. 983

An Act To Provide For The Levy Of Taxes For Ordinary And Other County Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961; To Appropriate Monies For The Operation Of The County Government Of Chesterfield County During The Fiscal Year And To Further Regulate The Administration Of The County Government Of Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The following appropriations are hereby made for the fiscal year July 1, 1960 to June 30, 1961 for the operation of the county government of Chesterfield County:

Item 1. Administrative Department:

Clerk of Court	\$ 600.00
Clerk of Court Clerk Hire	1,620.00
Salary of Probate Judge	100.00
Salary of County Auditor	1,900.00
Clerical Assistance to County Auditor	4,200.00
Salary of County Treasurer	1,900.00
Clerical Assistance to County Treasurer	4,200.00
Tax Collector	3,600.00
One Clerk to Tax Collector	2,340.00
The Tax Collector shall also receive seven cents per mile for travel in the actual discharge of his duties to be paid upon itemized statements duly sworn to.	
Salary of Clerk to County Board of Commissioners and Road Supervisor	3,720.00
Travel Expenses for Clerk to County Board ...	600.00
For Assistant Clerk Hire	2,520.00
Salaries of three County Commissioners @ six hundred dollars each	1,800.00
Travel, County Commissioners @ six hundred dollars each	1,800.00
<i>Provided</i> , that the salary and travel provided above for County Commissioners shall be paid from the Highway Fund.	
Salary of Coroner	720.00
Travel Expense—County Coroner	280.00
County Service Officer	2,700.00
Travel Expense—County Service Officer	900.00
Clerk, County Service Office	2,100.00
The state funds payable to Chesterfield County for the maintenance and services of the County Service Office shall be deposited in the county treasury to the credit of the General County Fund.	
Janitor, Courthouse	1,880.00
County Board of Equalization	1,500.00
Vital Statistics	300.00
Stenographer, County and Home Demonstration Office	1,440.00

For Demonstration Supplies and Telephone	250.00
Boys' 4-H Club	100.00
Girls' 4-H Club	100.00
Negro 4-H Club	100.00
Future Farmers of America	300.00
Salary of Negro Home Demonstration Agent . .	1,890.00
Negro Agricultural Agent and Negro Home Demonstration Agent—Rent, Equipment, Office Expenses and Clerical Help	1,875.00
<i>Provided</i> , this fund shall be spent upon the ap- proval of the Negro Agricultural Agent and the Negro Home Demonstration Agent.	
Payment of Rent for FHA Office	240.00
Master's Office, Telephone and Supplies	150.00
County Health Department	8,500.00
Insect Control Program	500.00
Water, fuel, lights and insurance and other inci- dentals for maintenance of public buildings . . .	10,000.00
Printing, postage, stationery, office supplies and incidentals for county offices	7,000.00
To County Health Department for maintenance and repairs of Memorial Health Center building and grounds	1,200.00
To Clerk of Court for maintenance of Court- house grounds	100.00
Salary of County Attorney	900.00
<i>Provided</i> , that the county attorney shall be ap- pointed by the County Board of Commissioners subject to the approval of a majority of the county legislative delegation.	
County Contribution to Retirement County Officials	4,000.00
Workmen's Compensation	1,250.00
Workmen's Compensation coverage for Chester- field County School Teachers and School Em- ployees, if so much be needed	1,500.00
<i>Provided</i> , that the School Teachers and all School Employees of Chesterfield County be provided with Workmen's Compensation cov- erage and that this coverage be placed with the	

State's Workmen's Compensation Fund.

Provided, that the appropriations for a Negro Home Demonstration Agent shall cease when such expense is taken over by the State and Federal Governments.

County Contribution to Social Security of County Employees 3,000.00

Total, Item 1\$ 85,675.00

Item 2. Judicial Department:

Salaries of Magistrates:

Courthouse Township\$ 1,200.00

Pageland Township 1,200.00

Cheraw Township 1,200.00

Alligator Township 960.00

Mt. Croghan Township 960.00

Jefferson Township 960.00

Cole Hill Township 800.00

Pee Dee Township 600.00

Steer Pen Township 600.00

Brock's Mill District 600.00

Per diem and mileage of jurors and witnesses, bailiffs, court crier and other court attaches 7,000.00

Provided, that the bailiffs and court crier shall be paid at the rate of eight dollars for each day of attendance on the court; *provided*, further, that the bailiffs and court crier and jurors shall be paid mileage both ways for each day of attendance on the court at the rate of seven cents per mile; *provided*, further, that magistrate court jurors in criminal cases shall be paid two dollars each, such payment to be made by the Board of County Commissioners on the certification of the magistrate and to be disbursed by the magistrate.

Total, Item 2\$ 16,080.00

Item 3. Law Enforcement:

Sheriff, General Salary\$ 4,000.00

Sheriff, Travel Expenses 2,280.00

Salary of seven Rural Deputies @ \$2,640.00 each 18,480.00

Travel Expenses for seven Rural Deputies at \$190.00 each per month	15,960.00
Uniforms for seven Deputy Sheriffs and Radio Operator, to be approved by Sheriff	1,600.00
Clerical Assistants and Radio Operators for Sheriff's Office	3,510.00
Maintenance and Operation of radios for Sheriff and Deputy Sheriffs and incidental expenses ...	1,200.00
Salaries of Magistrates' Constables:	
Cole Hill Township	600.00
Pee Dee Township	480.00
Brock's Mill District	480.00
Steer Pen Township	480.00
Jail Expenses, including dieting of prisoners at one dollar and fifty cents per day and incidentals	7,000.00
Cook for Jail	650.00
Post Mortems, Inquests and Lunacies	1,300.00
Officers' Bonds	2,000.00
For travel of County Officers on official business at seven cents per mile	1,200.00
No travel pay, other than the items for travel expense provided herein for the officers specified, shall be allowed or paid to any county officer or employee under any circumstances whatever, for travel in Chesterfield County. No allowance or travel expense for any county officer, employee, or agent for travel on official business outside of Chesterfield County shall be allowed or paid under any circumstances unless the Sheriff of Chesterfield County shall have first made written request to the Board of County Commissioners for such travel and the request of the sheriff has been approved by the Board of County Commissioners. Every such request in writing to the County Commissioners must be attached to and made a part of the voucher for the payment of such travel expense, and retained as a permanent record.	

Total, Item 3\$ 61,220.00

Item 4. Contributions and Charity:

Maintenance of Indigents	\$ 4,000.00
Hospital Fund	10,000.00

This fund shall be spent by the County Board of Commissioners, and shall be paid directly to the hospitals. Such aid shall be granted only to destitute persons upon a certificate from a reputable physician that such hospitalization is absolutely necessary. All applications to the Board of County Commissioners for benefits under the "Hospitalization Fund" herein provided shall be referred by the clerk of the board to the County Welfare Department, which shall make an immediate investigation and report its findings, conclusions and recommendations to the County Commissioners. No application for hospital aid shall be approved unless and until it has been recommended by the Director of the County Welfare Department; *provided*, that the clerk of the Board of County Commissioners and the Administrator of the Chesterfield County Memorial Hospital may authorize such aid when the physician certifies that immediate hospitalization is necessary for an operation or other sufficient medical reason, but not otherwise; *provided*, further, that the application of the patient, the recommendation of the Director of the County Welfare Department, and the action of the Board of County Commissioners must be attached to and made a part of the voucher for the payment of all grants of aid under said Hospitalization Fund. When an emergency application for aid from said Hospitalization Fund has been granted by the clerk, or the Board of County Commissioners, as herein authorized, the certificate of the physician upon which the application was granted and the written authorization of the clerk must be attached to the warrant or voucher issued for payment of such aid. No authorization for hospital care shall be good for more than ten

days unless reinvestigated and reapproved and the Board of County Commissioners shall have authority to set maximums both for per day and total care. The Treasurer of Chesterfield County is forbidden to pay any claim or voucher drawn against said Hospitalization Fund unless it strictly complies with the terms and conditions herein prescribed, and has said proofs thereunto annexed, and the voucher and proof shall be retained as a permanent record.

Physicians' Fees and Drugs	1,000.00
County Tuberculosis Health Nurse, Supplies and Incidentals	964.00
Three National Guard Companies, \$1,000.00 each	3,000.00
Secretarial Help, Soil Conservation Office	1,000.00

.. Total, Item 4

Item 5. Chesterfield County Welfare Department:

Emergency Relief	\$ 1,000.00
Emergency Board for Children	1,000.00
Office Rent	900.00
Telephone and Telegraph	240.00
Fire Insurance Premium on Office Equipment..	45.00
Contingent Fund	500.00

Total, Item 5

The Board of County Commissioners is directed and required to supply the necessary fuel, lights, and water for the County Welfare Office and to pay for the same out of the appropriation herein for water, fuel, lights, etc., for the maintenance of public buildings.

Item 6. General Contingent Fund

Provided, that this amount, or so much thereof as is required, shall be expended to meet unforeseen emergencies and contingencies by the Board of County Commissioners.

Total, Item 6

Item 7. For Annual County Audit, if so much be necessary	\$ 3,000.00
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Total, Item 7	\$ 3,000.00
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GRAND TOTAL	\$192,624.00

SECTION 2. All appropriations made and provided herein shall lapse, cease and terminate at the end of the fiscal year for which they are made except that appropriations for the payment of bonds or notes or interest on bonds or notes shall remain effective until such bonds, notes or interest are paid.

SECTION 3. The sum of eighty-five thousand dollars is hereby appropriated as the Chesterfield County Highway Fund, which fund is to be expended by the Board of County Commissioners for the construction, improvement and maintenance of county public roads and bridges, for the purchase, repair, replacement and maintenance of road building and maintenance machinery and equipment and for the purposes specified in this act and for purposes set forth in the official budget of the Board of County Commissioners and for incidental purposes. The Board of County Commissioners is requested to use part of its increased appropriation for the year 1960-61 to give a cost of living increase to its employees.

SECTION 4. The County Commissioners are hereby required to keep a separate account covering the various items of the supply act and not to exceed in expenditure or contract the amount herein provided for each item, and for any such excess allowed or permitted, said officers shall be held liable on their official bonds. The clerk of the County Board of Commissioners shall make monthly statements of expenditures and balances of the different items, both to the board, and to each member of the Legislative Delegation from Chesterfield County. Any contract made in violation of this act shall not be a valid claim against Chesterfield County.

SECTION 5. All departments of the County Government shall make requisition to the County Board of Commissioners for all stationery, books, blanks and supplies and the board shall purchase and provide so much thereof as in its judgment is necessary and proper, and the board shall not approve any account or issue its voucher for any supplies, etc., purchased or ordered by any office

of officers of the county. Nothing contained in this section shall be construed to authorize the Board of County Commissioners to make any disbursements in excess of the appropriation made herein.

SECTION 6. All purchases in excess of four hundred dollars of motor vehicles, trucks, tractors, road building and maintenance machinery and equipment and parts, replacements and repairs therefor, and all commodities and supplies of any and every character for the use of the county, its departments, officers and agencies must be purchased by the Board of County Commissioners, upon sealed competitive bids or proposals, after publication of the invitations for bids or proposals therefor in a newspaper in Chesterfield County. All bids or proposals for the purchase of road building machinery shall be advertised in one or more newspapers published in the City of Columbia, S. C.

In advertising for bids the Board of County Commissioners shall prescribe specifications to be met. All bids or proposals must provide that sealed competitive bids or proposals will be publicly received by the Board of County Commissioners at a specific hour, on the named day, and that said sealed bids or proposals shall be then and there publicly opened and published. In all instances the lowest bids or proposals meeting specifications must be accepted or all bids or proposals rejected. The Board of County Commissioners may, at its option and in lieu of advertising for sealed competitive bids, contract for the purchase of motor vehicles, trucks, tractors, road building and maintenance machinery and equipment, and parts, replacements therefor, through the Purchasing and Property Division of the State Budget and Control Board, or may buy surplus property from any agency of the State or Federal Government. The Board of County Commissioners is hereby authorized and empowered to contract by public bids or proposals, as herein provided, for the commodities and supplies required for the period of a fiscal year, or any part thereof. All of said bids or proposals with the printer's proof of the advertisement for the bids shall be preserved by the Clerk to the Board of County Commissioners as a permanent record in the office of the County Commissioners.

SECTION 7. The Board of County Commissioners may, in its discretion, waive the requirement that all claims be verified and, in lieu thereof, substitute an endorsement to be signed by the payee of the check issued on the claim whereby the payee certifies that the claim

for which the check was issued was true and correct and has not been otherwise discharged.

SECTION 8. The County Treasurer and Clerk of Court are required to file quarterly statements in duplicate with the County Board of Commissioners, which shall show the amount of fees collected by each of them. In addition the Treasurer's report shall show the amount of cash on hand, the amount of cash in banks, the name of the banks in which deposited; *provided*, that no county warrant for salary shall be issued to the Clerk of Court until said statement is filed as herein directed, and the provisions of this section shall apply to the county peace officers. *Provided*, further, that a copy of the Treasurer's report shall be delivered by him to each member of the County Legislative Delegation and the Chairman of the County Sinking Fund Commission.

SECTION 9. All officers and employees of Chesterfield County are hereby expressly forbidden to contract to perform any work, or services, for the county, other than their regular employment, or to furnish any materials, or supplies, to the county, and any disbursement made in violation of the provisions of this section shall be unlawful, and any officer making any such contract, or disbursement, shall be liable to the county personally, and on his official bond, for and to the amount of any such contract or disbursement.

SECTION 10. The county auditor is directed to levy ten mills tax for the Chesterfield County Board of Education, the funds derived from such tax to be used for the operation of the County Board of Education, for the insurance of school buildings, and for the purchase or rental of textbooks for the public schools of Chesterfield County.

SECTION 11. The county auditor is directed to levy such millage as may be necessary for the payment of principal and interest on bonds or notes of Chesterfield County and on bonds of subdivisions of Chesterfield County which have heretofore been assumed by the county.

SECTION 12. The county auditor shall have the power and authority to levy such millage as may be deemed necessary to meet the absolute needs of the county.

SECTION 13. The County Treasurer of Chesterfield County is hereby authorized and directed to mail to every taxpayer of Chester-

field County, on or before October first, a statement of the amount of the 1960 taxes of said taxpayer. The notice shall show the school district and township in which the property of the taxpayer is assessed.

Said statement shall include a notice that a penalty of one per cent will be added to said taxes on January 1, 1961, one per cent on February 1, 1961, and an additional one per cent on March 1, 1961, and an additional four per cent on April 1, 1961. The cost of the mailing of the notices shall be paid out of the ordinary county fund on the approval of the Board of County Commissioners. A second notice shall be mailed on or before April tenth.

An additional statement shall be included showing all levies in the taxpayer's particular School District.

SECTION 14. With the written approval of a majority of the Legislative Delegation, the Treasurer of Chesterfield County is authorized to borrow money from the South Carolina Sinking Fund Commission in anticipation of the collection of county property taxes. Such loans shall be evidenced by notes signed by the treasurer and taxes shall be pledged for the repayment of the same.

SECTION 15. The Board of County Commissioners is hereby authorized and empowered to pay out of the county contingent fund all necessary costs and expenses incurred by the Tax Collector or the Forfeited Land Commission in connection with the seizure, sale and disposition of real or personal property sold under delinquent tax execution.

SECTION 16. No county gasoline or oil shall be sold to any person or used in any privately owned vehicle, except as otherwise herein provided.

SECTION 17. The Board of County Commissioners is authorized on the filing with it of an official certificate of the County Auditor that any taxpayer is entitled to a refund of taxes erroneously paid, to issue its voucher for the refund of the tax so erroneously paid. The certificate of the Auditor must be annexed to the voucher for the payment of the claim. Said tax refund shall be paid out of the general county fund.

SECTION 18. The deputy sheriff, magistrates and constables, and county game wardens, the State constables, the State Highway patrolmen, and all other State or County peace officers are hereby di-

rected and required to report to the Sheriff of Chesterfield County, on or before the tenth day of the following month, a schedule or statement of all cases made by each of them before the Magistrate of Chesterfield County. The reports shall show the judgment and sentence imposed by the magistrate in each of such cases so reported and the money fines paid or collected from the defendant in each case. The Sheriff and the Treasurer shall compare the said reports of such law enforcement officers with the reports of the county magistrates to be filed monthly, and if there are any material or substantial discrepancies with respect to the monies collected and paid to the treasurer by the magistrates and the amounts of fines reported by said law enforcement officers, the County Treasurer shall refer the matter to the solicitor for investigation. The County Treasurer is directed and required to refuse the payment of any voucher for the salary of any county magistrate or law enforcement officer until the reports have been made to the Sheriff and the Treasurer.

SECTION 19. The Board of County Commissioners is hereby directed and required to keep a separate itemized account of all expenditures and disbursements made for each office and department of the County Government, and shall set out the same in the monthly report required by the provisions of Section 4 of this act.

SECTION 20. The Board of Trustees of each school district of Chesterfield County shall, within thirty days after the approval of the official budget of such school district by the County Board of Education, have the budget published at least once in a newspaper published in the said school district, or in a newspaper published at the county seat, if there be no newspaper published in the particular school district; *provided*, that the County Board of Education shall adopt, prescribe and require the use of a uniform, standard and comprehensive form of school budget.

SECTION 21. There is hereby appropriated for clerical help to probate judge the sum of two thousand one hundred dollars. This appropriation is on condition that the probate judge reimburse the county out of the fees received by him for the entire sum of two thousand one hundred dollars, to be paid to the county treasurer in monthly installments of one hundred seventy-five dollars each, which shall begin July 1, 1960, which shall be placed in the general fund of the county. This provision shall be applicable to a deputy probate judge if such officer be appointed.

SECTION 22. The sum of four hundred dollars is hereby appropriated for additional clerical help for the Auditor's office if the same be necessary to complete the 1960 tax books and the sum of four hundred dollars is hereby appropriated for additional clerical help for the Treasurer's office if the same be necessary to prepare and send out 1960 tax notices. This money shall be expended only with the written approval of a majority of the Legislative Delegation. All fees collected by the Auditor shall be used for paying for clerical assistance in his office.

SECTION 23. In order to insure that all real estate and the improvements thereon are properly returned for taxation, the auditor is directed to begin the preparation of comprehensive tax maps of Chesterfield County and is authorized to employ personnel for such purpose. The sum of ten thousand dollars, if so much be necessary, is hereby appropriated to pay the expenses of this work for the year 1960-61.

SECTION 24. In order to make possible the acquisition by Chesterfield County of a new major industry to be located on S. C. Highway No. 9 west of and outside the corporate limits of the Town of Cheraw, the sum of twenty-five thousand dollars, if so much be necessary, is appropriated to pay one-half the cost of building water and sewer lines to the site of such industry. Such payment is to be made to the Town of Cheraw on proof of the actual cost of said construction.

SECTION 25. In the event any tax increases are proposed for any school district of Chesterfield County, the County Legislative Delegation is hereby authorized to direct the school board to hold an advisory referendum on the question of whether or not such taxes should be increased. The cost of such referendum shall be paid by the school district involved.

SECTION 26. All acts or parts of acts inconsistent herewith are repealed.

SECTION 27. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1109, H2646)

No. 984

An Act To Ratify The Conveyance Of A Tract Of Land From H. R. McLeod, Et Al, To The Angelus Community Development Club In Chesterfield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Conveyance of certain land in Chesterfield County ratified.—The Conveyance by H. R. McLeod, et al, to the Angelus Community Development Club, recorded in Deed Book 139, at page 168, in the Clerk's office for Chesterfield County, is hereby confirmed and ratified as to the following property :

All that certain parcel of land situate in the County and State aforesaid, Jefferson Township and surveyed by Will Clark on July 23, 1926, as follows :

Beginning at a stake corner on the New Catarrah Public Road near the estate of Frank Newman N. 8 degrees West 774 feet to a stake corner ; thence N. 87½ E. 400 feet to a stake corner ; thence S. 8 degrees E. 668 feet to a stake corner ; thence S. 71 degrees W. 400 feet, containing 6¾ acres.

This being the identical tract of land conveyed by deed of J. A. Knight to Macedonia Angelus School Trustees, recorded in the office of Clerk of Court for Chesterfield County in Deed Book 71 at page 21.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1181, H2649)

No. 985

An Act To Provide For The Levy Of Taxes For Ordinary County And Road Purposes For Clarendon County For The Year Beginning July 1, 1960; To Provide For The Expenditure Of Such Taxes And Of Other County Revenues Collected During The Fiscal Year Ending June 30, 1961; To Authorize The Of-

ficers Of The County To Borrow Money In Anticipation Of Collection Of County And School District Taxes For The Year 1960 And Previous Years; To Provide For The Transfer Of Unexpended Monies To The General Fund; And Otherwise Relating To The Affairs Of The County And The School Districts Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There shall be a levy upon the taxable property of Clarendon County for the purposes hereinafter specified as follows:

School District No. 1: A levy of forty-five mills tax on all taxable property in the district.

School District No. 2: A levy of fifty mills tax on all taxable property in the district; *provided*, that ten mills of said levy shall be specially reserved for the retirement of the indebtedness owed by this district to the Sinking Fund Commission.

School District No. 3: A levy of seventy-six mills tax on all taxable property in the district; *provided*, that twenty-one mills of said levy shall be specially reserved for the retirement of the bonded and other indebtedness.

School District No. S-2: A levy of five mills on all taxable property in the district.

(a) Auditor's Office:

Auditor	\$ 1,500.00
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Provided, this amount shall be varied if necessary, to provide a total salary to the Auditor from state and county of \$4,800.00.

Clerk to Auditor	2,280.00
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Extra Clerical Help	400.00
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Total	\$ 4,180.00
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(b) Clerk of Court's Office & Probate Judge:

Clerk of Court	\$ 4,800.00
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Services as Probate Judge	800.00
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Deputy Clerk of Court & Probate Judge	2,400.00
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Clerk	2,280.00
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Clerk	2,280.00
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Clerk—Probate Judge's Office	2,280.00
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Record Books, Repairs, Supplies, Furniture, Equipment and Lighting	500.00
Total	\$ 15,340.00
(c) Coroner's Office:	
Coroner	\$ 1,575.00
Coroner, for telephone	60.00
Travel Allowance	120.00
Coroner's Jurors, \$2.00 each to be paid out on warrants of the Coroner	400.00
Expenses of Post Mortems, Inquests and Lunacy	500.00
Total	\$ 2,655.00
(d) Sheriff's Office:	
Sheriff	\$ 4,800.00
Sheriff, Travel Allowance	900.00
Sheriff, Telephone	60.00
Clerk	2,280.00
Chief Deputy Sheriff	4,280.00
Chief Deputy Sheriff, travel	900.00
Chief Deputy Sheriff, telephone	60.00
Second Deputy Sheriff	3,970.00
Second Deputy Sheriff, travel	900.00
Second Deputy Sheriff, telephone	60.00
Third Deputy Sheriff	3,970.00
Third Deputy Sheriff, travel	900.00
Third Deputy Sheriff, telephone	60.00
Travel outside county, to be paid on warrants signed by Sheriff	200.00
Fingerprint Supplies, Gun and Ammunition and other necessary police supplies	250.00
Secret Service Fund	200.00
Uniforms, three Deputies, to be expended on claims with invoices attached	450.00
Automobiles and Communication System, Main- tenance, Equipment and Repairs	1,800.00
Jailor	1,200.00
Jail Expenses and Supplies, including dieting of prisoners at \$1.00 per day	4,000.00
Total	\$ 31,240.00

(e) Superintendent of Education's Office:

School District No. 1—for operation and maintenance of public school system for nine months, if so much be necessary	40,000.00
School District No. 2—for operation and maintenance of public school system for nine months, if so much be necessary	83,500.00
School District No. 3—for operation and maintenance of public school system for nine months, if so much be necessary	33,500.00
Superintendent of Education (to be paid to County Board of Education)	590.00
<i>Provided</i> , this amount shall be varied if necessary to provide a total salary to the Superintendent of Education from state and county of \$4,800.00.	
Travel Allowance	900.00
Clerk to Board of Education	2,280.00
County Attendance Teacher, travel	1,080.00
School Lunch Supervisor, travel	420.00
Attendance Teacher for books and supplies for needy children	480.00
Distributive Education:	
Travel	150.00
Salary	505.00
Transportation charges, storage on commodities, if so much be necessary, to be expended on the order of the County Board of Education	1,400.00
Bus Transportation Safety Officer	3,500.00
Travel	900.00
Total	\$169,205.00

(f) Supervisor's Office:

Supervisor	\$ 4,800.00
Clerk	2,280.00
Roads, bridges and convicts	47,000.00
R. F. D. Routes, for use exclusively upon neighborhood roads and other byroads traversed by R. F. D.	700.00
Repairs to Machinery	6,000.00

Expenses and supplies for making concrete pipe	3,000.00
Total	\$ 63,780.00
(g) Tax Collector's Office:	
Tax Collector	\$ 4,800.00
Travel Allowance	900.00
Clerk	2,280.00
Total	\$ 7,980.00
(h) Treasurer's Office:	
Treasurer	\$ 1,500.00
<i>Provided, this amount shall be varied if necessary, to provide a total salary to the Treasurer from state and county of \$4,800.00.</i>	
Clerk	2,280.00
Extra Clerical Help	340.00
Total	\$ 4,120.00
(i) Magistrates:	
Magistrate—Manning	\$ 2,535.00
Telephone	144.00
Magistrate—Summerton	2,257.00
Rent and Telephone	144.00
Magistrate—Salem	1,880.00
Rent and Telephone	144.00
Purchase of chairs	50.00
Magistrate—Paxville	1,328.00
Rent and Telephone	144.00
Magistrates' Jurors in criminal cases only \$2.00 per day and stenographer for trials to be expended on warrants of the magistrates	100.00
(The above salaries in all of the above sections shall be in lieu of all fees and commissions provided for county officers, except those provided by law for Magistrates in civil cases.)	
Total	\$ 8,726.00
(j) Courthouse:	
Public buildings, water, light, telephones, including telephone in Supervisor's residence, also including insurance on courthouse and jail	\$ 5,000.00

Printing, postage and stationery	3,000.00
Bond premiums	530.00
Workmen's Compensation Insurance	1,000.00
S. C. Retirement—County Officers	3,500.00
Social Security	2,500.00
Jurors and Witnesses	4,000.00
<i>Provided, Jurors shall be paid \$6.00 per day.</i>	
Courthouse, Jail, Hospital and Health Center grounds, \$100.00 each to direct purchase of shrubby only	400.00
Total	\$ 19,930.00
(k) County Health and Welfare Work:	
Health Department, if so much be necessary ...	\$ 6,443.00
Vital Statistics	400.00
T. B. Association Emergency Services	300.00
Chest Clinic	720.00
County Welfare Department:	
Charity Hospitalization	10,000.00
Emergency Fund	500.00
Travel, Child Welfare Worker	600.00
Charity Certification	1,020.00
Clarendon Memorial Hospital	25,000.00
Drugs for T. B. Patients	750.00
Total	\$ 45,733.00
(l) County Boards:	
Clarendon Memorial Hospital Board	\$ 600.00
County Commissioners, two	720.00
Board of Education (per diem)	720.00
County Board of Education Fund	200.00
Board of Assessors, nine	1,800.00
Board of County Welfare (per diem)	252.00
County Attorney	200.00
Total	\$ 4,492.00
(m) Farm and Home Demonstration Agent:	
Office Expense	\$ 200.00
County Agent, Salary	1,300.00
1st Assistant County Agent, Salary	500.00

2nd Assistant County Agent, Salary	500.00
Clerk	500.00
Home Demonstration:	
Home Demonstration Agent, Salary	340.00
Assistant Home Demonstration Agent, Salary	340.00
County short course	50.00
Supplies	50.00
Clerk, part-time, Home Demonstration	600.00
Boys' 4-H Club Work	200.00
Girls' 4-H Club Work and Women's Work	150.00
Negro 4-H Club Work	100.00
Home Demonstration Agent, Salary	1,928.00
Office Expenses, Negro County Agent	300.00
Demonstration Agent, office supplies, 4-H Girls	100.00
Total	\$ 7,158.00
(n) Miscellaneous:	
Miscellaneous Contingent Fund	\$ 3,500.00
Manning Public Library, County-wide use	1,200.00
National Guard Co., Maintenance Fund	500.00
Chief Justice Supreme Court, Office Expense..	500.00
Circuit Judge, Secretarial Assistance, to be paid directly to Secretary	500.00
Game Warden, Travel	900.00
Game Wardens, Travel, 4 @ \$360.00 each	1,440.00
Patrolman, Telephone	360.00
Soil Conservation	1,000.00
To be spent on projects recommended by Clar- endon Soil Conservation District and approved by the Delegation.	
Forest Fire Warden	1,500.00
Total	\$ 11,400.00
GRAND TOTAL	\$395,939.00
Less Estimated Revenue other than Property Taxes:	
Income Tax	\$ 30,000.00
Gasoline Tax	66,000.00
Alcohol Liquor Tax	21,000.00
Beer and Wine Tax	6,500.00

Bank Tax	1,000.00
Insurance Licenses	8,000.00
Road Tax	8,000.00
Fines, Licenses and Fees:	
Auditor	100.00
Clerk of Court	15,000.00
Tax Collector	7,500.00
Sheriff	800.00
Magistrates	35,000.00
Miscellaneous	10,000.00
Total	\$208,900.00
Balance out of general fund	\$187,039.00

SECTION 2. All moneys which may hereafter come into the hands of the treasurer whether the same be from the tax levied herein or from other sources shall be deposited in the general fund of the county for the payment of the sums appropriated herein; *provided*, that the tax levied in School District No. 2 and School District No. 3 for the retirement of debts or bonds shall be kept in a separate fund.

SECTION 3. Expenditures from Item (k), Charity Hospitalization appropriations, shall be made by the county treasurer upon orders or warrants in such forms as may be prescribed by him, issued and signed in behalf of the county board of public welfare, for charity hospitalization and contributions toward the funeral expenses of such needy residents of the county whose financial circumstances and the ability of whose relatives to pay the same have been fully investigated and determined by the board of public welfare.

SECTION 4. All appropriations herein made are subject to the right and authority of the Clarendon County Delegation to change, alter, increase or deduct therefrom at any time without notice, when in its judgment such change, alteration, increase or deduction is necessary for the best interest of the county or to conform with the revenue expected during the life of this act. This act is intended and is construed to make appropriations for the operation and activities of Clarendon County for the period beginning July 1, 1960, and ending June 30, 1961.

Balances from appropriations in former years, unexpended on August 1, 1960, shall terminate and end as of that date. The super-

visor shall not spend or contract to spend in excess of any amount appropriated for any item, and he shall keep accurate records and books of account of all expenditures and contracts for expenditures in accordance with the classification and items as they appear in this act. The supervisor and treasurer are hereby authorized to borrow money in anticipation of collection of revenues to be expended under this act, not to exceed twenty thousand dollars for ordinary county purposes; and for any sum or sums so borrowed and interest thereon, not to exceed four per cent per annum, the officers shall issue the promissory note or notes of the county therefor and as a security for the payment thereof pledge the aforementioned revenues, and former years' (uncollected) property taxes and any and all other county revenues, and the full faith and credit of the county.

SECTION 5. The County Treasurer of Clarendon County, upon the unanimous written request of the school trustees of any school district in the county, endorsed by the superintendent of education of the county and approved by a majority of the legislative delegation, is hereby authorized and empowered, in anticipation of taxes for the year 1960 and also in anticipation of the collection of uncollected taxes for prior years, to borrow for ordinary school purposes in such school district an amount not exceeding eighty per cent of the amount that will be raised by the tax levy for the year 1960 and the amount due on account of uncollected taxes, at a rate of interest not to exceed four per cent, and issue the promissory note or other obligation of the county therefor, and as security for the payment of the loan or loans to pledge the taxes to be collected for such school district for the year; *provided*, that the proceeds arising from the authority herein given shall be used solely for the payment of ordinary school expenses in keeping schools open in the respective school districts in the county until the schools can realize from the collection of taxes.

SECTION 6. Any note or obligation given for an amount exceeding the total authorization herein shall be null and void unless authorized in writing by a majority of the Clarendon County Delegation in the General Assembly. No county officer charged with disbursing the funds herein provided shall expend or contract to spend under any general item any sum greater than the amount for each general item being appropriated, without the written consent of a majority of the members of the county delegation to the General Assembly. Any violation of the provisions herein is hereby declared a malfeasance in

office and such officer shall be subject to removal by the Governor upon the recommendation of a majority of the delegation. He shall be liable on his official bond for all such sums expended or contracted to be spent in excess of the appropriation without first getting the written consent of a majority of the delegation as hereinabove provided.

SECTION 7. All purchases of property or supplies of any kind ordinarily purchased within the county, for the use of the county of the value of two hundred dollars or more, shall be made only after ten days' notice inviting bids, the notice being posted on the bulletin board in front of the courthouse door, and all bids received pursuant to such notice shall be considered and acted upon by the board of county commissioners in open meeting. All printing, postage and stationery shall be first approved by the county board of commissioners before purchases or obligations are made.

SECTION 8. The county treasurer is hereby charged with the additional duty of keeping a record of all disbursements in accordance with the classification and items of the appropriations herein made; and the county supervisor shall enter upon each check or warrant drawn by him the name of the fund or appropriation against which it is drawn and by such entry the treasurer shall charge the expenditure upon his records.

SECTION 9. The county treasurer shall set up and keep sufficient books and records, in addition to such now kept or required by law, to fully comply with the foregoing section; and he shall refuse payment of any check or warrant in excess of the appropriation against which it is drawn; and not later than the tenth day of each calendar month thereafter he shall prepare a statement of the total amount paid out upon the various appropriation items, except salaries and other fixed lump sum appropriations, copies of which statement he shall deliver or mail to the supervisor, each member of the county board of commissioners and to each member of the county legislative delegation, and such statement shall include a statement of the cash balance of ordinary county funds in hand and the amounts invested stated separately.

SECTION 10. In the event that any appropriation item is exhausted before the end of the fiscal year covered by this act, and in the opinion of the county board or county legislative delegation, addi-

tional funds are necessary for such purposes, the necessity and the grounds therefor may be presented to the county legislative delegation and a majority of the members thereof may authorize additional expenditures, and the written direction of such majority will authorize the county treasurer to pay such excess amounts out of any available funds in his hand.

SECTION 11. Whenever it appears to the county board that a purchaser at a tax sale received nothing for his bid, because of double entries or other errors in the county records, they may refund the amount paid on account of such bids by approving a claim therefor against the county which may be paid from collections from forfeited lands or from the appropriation herein for contingent expenses, but nothing herein shall be construed as a warrant or representation by the county of the validity of any title acquired at tax sale now or hereafter.

SECTION 12. An audit of the office and records or any part thereof of the county may be had at any time in the fiscal year 1960-1961 by the county legislative delegation or a majority thereof and the expenses therefor paid on their written order to the supervisor and treasurer from any available funds in the hands of the latter.

SECTION 13. The auditor and treasurer of the county shall complete the necessary work in their respective offices in order to open the treasurer's books for the collection of the 1960 state and county taxes on September 1, 1960, and the collection of the taxes shall begin on that date.

SECTION 14. No person, firm or corporation (except recipients from charity appropriation and except witnesses and jurors paid by the county) shall be paid any monies herein appropriated unless he or it shall first pay in full any and all outstanding tax executions against him or it or his or its property; *provided*, that such tax execution may be in monthly installments satisfactory to the tax collector. The board of county commissioners shall be responsible upon their respective official bonds for any violation hereof as for any other failure in the performance of their duties.

SECTION 15. The Towns of Manning, Summerton, Turbeville and Paxville may use the county jail for the confinement of their prisoners but shall be required to pay to the county the sum of one dollar per prisoner per day, which sum shall be remitted to the county

board of commissioners monthly by the Towns of Manning, Summerton, Turbeville and Paxville, together with the statement of the jailor of the names of the prisoners and the days each was confined.

SECTION 16. The county board of education shall appoint a qualified auditor annually for each of the school districts in Clarendon County, which audit shall be filed with the clerk of court. The trustees of each district shall make an agreement with the auditor so appointed as to the cost prior to commencement of the work and should they fail to agree then the county board shall fix his compensation and in this event the county delegation may provide by written order for the payment of the same.

SECTION 17. The bus transportation safety officer shall be responsible for the enforcement of the safety laws for the operation of the school buses, and such other duties as the county board of education may direct.

SECTION 18. All appropriations herein for the operation of the public school system shall cease and become inoperative for the time that any pupil or pupils shall by order of any court attend a school other than that which he or she is now attending or may be assigned by local board of trustees or other governing body of such school. This provision shall not in any way affect the operation of any school other than the schools affected by such court order.

SECTION 19. The forest fire warden provided herein shall be appointed by the Governor upon the written recommendation of a majority of the Clarendon County Forestry Board and shall discharge such duties as said board shall impose upon him from October fifteenth each year to the following March fifteenth. The appointment hereunder shall be for a term of two years. The forest fire warden provided for herein may be removed by the Governor upon the request of a majority of the Clarendon County Forestry Board to that effect. The forest fire warden shall have the same power as the deputy sheriffs.

PART II

PERMANENT PROVISIONS

SECTION 1. It is hereby declared to be the intent of the General Assembly that the following sections shall constitute a part of the permanent law of the State of South Carolina, and therefore Claren-

don County, and the Code Commissioner is hereby directed to include same in the next edition of the Code of Laws of South Carolina and all supplements to the present Code.

SECTION 2. The Board of Trustees of School District No. 2 of Clarendon County and the Treasurer of Clarendon County, with the approval of a majority of the members of the legislative delegation, are authorized to borrow one hundred thousand dollars from the Division of Sinking Funds and Property for permanent improvements and repairs. The amount borrowed shall be evidenced by a note or notes to be executed by each member of the Board of Trustees of School District No. 2 of Clarendon County and the Treasurer of Clarendon County. The note or notes shall bear interest at four per cent per annum from the date thereof, the interest to be paid annually, and the note or notes shall be payable in five equal annual installments, with the right to anticipate payments thereof at any annual interest bearing period.

SECTION 3. For the payment of the note or notes the Auditor of Clarendon County shall levy and the Treasurer of Clarendon County shall collect an annual tax on all the taxable property of School District No. 2 of Clarendon County sufficient to retire the loan and the interest due thereon. The full faith, credit and taxing power of the school district are hereby irrevocably pledged to the payment of the indebtedness provided for herein.

END OF PART II

All acts or parts of acts inconsistent herewith are repealed.

This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R600, H2033)

No. 986

An Act To Provide That The Supervisor Of Colleton County May Borrow Ten Thousand Dollars For The Purchase Of Equipment And To Provide For Its Repayment.

Whereas, in the appropriation bill for Colleton County for 1958 the county supervisor was authorized to purchase road machinery costing approximately forty thousand dollars and was authorized to bor-

row thirty thousand dollars to be repaid in three annual installments ; and

Whereas, an emergency exists in Colleton County and additional road equipment is badly needed and it is the desire of this body that the authority granted the county supervisor in Section 11 of Act 1064 of 1958 be extended permitting the supervisor to borrow an additional ten thousand dollars which shall be repaid on July 1, 1962. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Colleton County may borrow money to purchase equipment.—The authority granted the County Supervisor of Colleton County by Section 11 of Act 1064 of 1958 (the Colleton County Appropriation Act) is extended to permit the supervisor to borrow and repay an additional ten thousand dollars under the same conditions set forth in Act 1064 of 1958; *provided*, that the ten thousand dollars borrowed by authority of this act shall be repaid on July 1, 1962.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 18th day of February, 1960.

(R658, S392)

No. 987

An Act To Authorize The County Board Of Education Of Colleton County To Borrow Not Exceeding Sixty Thousand Dollars For School Purposes And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Colleton County may borrow money for new school—notes—execution—interest.—The County Board of Education of Colleton County, and the Treasurer of Colleton County, are hereby authorized to borrow from the Division of Sinking Funds and Property of the State or any other lending agency that may be decided upon

by the board and treasurer not exceeding sixty thousand dollars for the purpose of constructing and equipping a school within School District No. 1. The amount borrowed shall be evidenced by a note or notes to be executed by a majority of the members of the County Board of Education of Colleton County, and by the Treasurer of Colleton County. The note or notes shall bear interest at four per cent per annum from the date thereof, interest to be paid annually, and shall be payable in five equal annual installments, with the right to anticipate payment thereof at any annual interest-bearing period.

SECTION 2. Payment.—As security for the loan the Auditor of Colleton County shall levy, and the Treasurer of Colleton County shall collect, an annual tax on all the taxable property of Colleton County sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. The full faith, credit and taxing power of the county are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R667, H2282)

No. 988

An Act To Amend Section 11 Of Act No. 1063 Of 1958 Authorizing The Supervisor Of Colleton County To Borrow Thirty Thousand Dollars To Purchase Road Machinery, So As To Permit The Borrowing Of An Additional Ten Thousand Dollars, And To Repeal An Act Of The General Assembly Of 1960 Bearing Ratification No. 600 Authorizing The Borrowing Of Additional Money For Equipment For Colleton County.

Whereas, in the annual appropriation act for Colleton County for 1958 the county supervisor was authorized to purchase road machinery costing approximately forty thousand dollars and was au-

thorized to borrow thirty thousand dollars to be repaid in three annual installments; and

Whereas, an emergency exists in Colleton County and additional road equipment is badly needed and it is the desire of this body that the authority granted the county supervisor in Section 11 of Act 1063 of 1958 be extended permitting the supervisor to borrow an additional ten thousand dollars under the same terms and conditions which shall be repaid on July 1, 1962, and for the payment of which the full faith, credit and taxing power shall be pledged in the same manner as the debt of thirty thousand dollars authorized by Act No. 1063 of 1958. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 11 of Act 1063 of 1958, amended—Colleton County may borrow additional money for road machinery.—

Act No. 1063 of 1958 (the Annual Appropriation Act for Colleton County) is amended by extending the authority granted the County Supervisor of Colleton County by Section 11 of the act, so as to permit the supervisor to borrow an additional ten thousand dollars under the same conditions and for the same purpose as set forth in Act 1063 of 1958, and the ten thousand dollars so borrowed by authority of this act shall be evidenced by county notes executed by the Supervisor and countersigned by the County Treasurer in the same manner as provided in the original act and shall be repaid on July 1, 1962. The full faith, credit and taxing power of the county shall be pledged for the payment of the additional ten thousand dollars authorized by this act.

SECTION 2. Repeal—Act 986 of 1960 repealed.—An act of the General Assembly of 1960 bearing Ratification No. 600 and approved by the Governor on February 18, 1960 and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R705, H2191)

No. 989

A Joint Resolution To Ascertain The Wishes Of The People Of Colleton County As To Whether Or Not County Bonds In An Amount Not To Exceed Six Hundred And Fifty Thousand Dollars Shall Be Issued And The Proceeds Applied On Construction Of Schools In The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Colleton County—referendum concerning issuance of bonds for new schools.—In order to ascertain the wishes of the qualified electors of Colleton County on whether or not the county shall issue bonds in an amount not to exceed six hundred and fifty thousand dollars, the proceeds of which shall be used for building new schools in the county, a referendum shall be held at the same time as the general election in 1960.

SECTION 2. Ballots.—Ballots shall be provided by the commissioners of election at the various voting places in the county with the following words written or printed thereon:

“I favor Colleton County issuing not more than six hundred and fifty thousand dollars in bonds, the proceeds of which shall be used for constructing new schools in the county. ☐

“I do not favor Colleton County issuing not more than six hundred and fifty thousand dollars in bonds, the proceeds of which shall be used for constructing new schools in the county. ☐

Those voting in favor of issuing the bonds for school purposes shall deposit a ballot with a check or cross mark in the appropriate square and those not in favor of issuing the bonds for school purposes shall deposit a ballot with a check or cross mark in the appropriate square.”

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R998, S677)

No. 990**An Act To Authorize The County Supervisor Of Colleton County To Convey A Certain Parcel Of Land In The Town Of Walterboro To F. W. Campbell.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Colleton County may convey property to F. W. Campbell.—The County Supervisor of Colleton County is hereby authorized to convey to F. W. Campbell the following described parcel of land situated in the Town of Walterboro :

That certain parcel of land comprising nine hundredths of an acre and being bounded and measuring as follows: On the North by property of the Colleton County Library Commission and measuring thereon 121.3 feet; on the East by property now or formerly of D. T. Strickland and measuring thereon 56 feet; on the South by property of F. W. Campbell and measuring thereon 111.5 feet; and on the West by property now or formerly of Lillian P. Padgett and measuring thereon 29.2 feet.

The conveyance shall be made for such consideration and on such terms and conditions as shall be determined by the county supervisor. The net proceeds of such conveyance shall be paid into the Colleton County General Fund.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1124, H2523)

No. 991**An Act To Provide For The Levy Of Taxes For County And School Purposes For Colleton County For The Year Beginning January 1, 1960, And The Expenditure Thereof During The Fiscal Year July 1, 1960 To June 30, 1961, And Pertaining To The Fiscal Affairs Of The County.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax sufficient to pay appropriations hereinafter made for the fiscal year 1960-1961 is hereby levied upon all the taxable property in Colleton County for county and school purposes for the calendar year commencing January 1, 1960, for the amounts and purposes hereinafter set forth; *provided*, however, that the tax shall not exceed the present forty-six mill levy.

Item 1. (a) Roads, bridges, convicts' maintenance, gang, equipment and material, purchase of concrete pipe, repairs, parts, tires and machinery	\$ 75,000.00
(b) Third payment, new road machinery	10,000.00
(c) Interest on machinery notes	920.00
(d) Purchase new machinery	20,000.00
(e) Repairs and maintenance on public landings ..	1,250.00
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Total, Item 1	\$107,170.00
Item 2. Salaries, mileage and expenses:	
(a) Clerk of Court	\$ 4,800.00
Deputy Clerk of Court	2,310.00
Clerical Assistance	2,610.00
Extra Clerical Help	930.00
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	10,650.00
(b) Sheriff	5,200.00
Deputies, three at \$3,600.00 each	10,800.00
Clerk to Sheriff	2,460.00
Expenses for Sheriff and all Deputies for actual travel while conveying prisoners and serving legal process	7,200.00
Expense of Sheriff and Deputies on official business other than above	300.00
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	25,960.00
(c) Treasurer (County's portion)	3,146.25
Clerk to Treasurer	2,460.00
For postage, materials and expenses of Treasurer in sending notices to taxpayers	650.00
Extra Clerical Help for Treasurer	1,230.00
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	7,486.25

(d) Auditor, salary and travel (County's portion) . .	3,146.25
Clerk to Auditor	2,460.00
Extra Clerical Help to Auditor	1,230.00
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	6,836.25
(e) Delinquent Tax Collector, salary	2,600.00
Delinquent Tax Collector, Travel	1,500.00
Clerk to Delinquent Tax Collector	2,100.00
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	6,200.00
<i>Provided, the Delinquent Tax Collector shall also receive one dollar for each tax execution collected by him, payable by the County Treasurer from tax execution costs collected by the Delinquent Tax Collector.</i>	
(f) Coroner	1,091.20
Travel	600.00
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	1,691.20
(g) Supervisor	4,800.00
Expenses of Supervisor for travel	1,200.00
Contingent Fund	2,000.00
Two County Commissioners at \$61.60 per month each	1,478.40
Travel for two County Commissioners	300.00
For Clerk to Supervisor	2,340.00
Extra Clerical Services	1,980.00
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	14,098.40
(h) Attorney for County	531.30
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	531.30
(i) Judge of Probate	3,600.00
Deputy Judge of Probate or Clerk	2,610.00
For use of Probate Judge in child placing work to give temporary relief pending children being permanently placed, to be disbursed on his claims	300.00
Extra Clerical Help	300.00
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	6,810.00

(j) Expert to Grand Jury	76.00
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	76.00
(k) Magistrates, seven at \$456.00 each	3,192.00
Expense accounts to be paid in 4 equal quarterly installments without statements of \$144.00 each	1,008.00
One at Walterboro	2,422.00
One at Green Pond	900.00
Expense account to be paid in 4 equal quarterly installments without statements of \$36.00	144.00
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	7,666.00
(l) Constables, five at \$379.00	1,895.00
One at Walterboro	1,978.50
One at Warren Township	625.00
One at Canadys	515.00
One at Sheridan and Glover Townships	515.00
Expenses for Constables for conveying prisoners by the most practicable routes of travel at the rate of seven cents per mile each way, and no constructive mileage to be charged	375.00
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	5,903.50
(m) County Boards:	
Board of Equalization, to be expended on vouchers of County Auditor	828.00
Board of Registration	1,366.00
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	2,194.00
(n) Janitors (4) for all public buildings including library, to be employed, work assigned and salaries fixed by county supervisor	4,500.00
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	4,500.00
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Total, Item 2	\$100,602.90
Item 3. Jail Expenses, including dieting of prisoners, fuel, etc.	\$ 6,100.00
Jailer, extra compensation to be paid in monthly installments	759.00

Provided, the jailer may make contracts with municipalities in Colleton County to diet prisoners. *Provided*, further, that municipalities making such contracts shall pay 25¢ per day per prisoner to the County Supervisor for County General Fund purposes for jail building maintenance, said sums to be accounted quarterly.

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Total, Item 3		\$ 6,859.00
Item 4.	Court Expenses, Jurors and Witnesses	\$ 5,000.00
	Civil and Criminal Court, Judge's Salary	3,600.00
	Court Reporter, upon Court Order	600.00
<i>Provided</i> , Grand and Petit Jurors and Bailiffs shall be paid five dollars per day for every day in attendance upon court and mileage as provided by law.		
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Total, Item 4		\$ 9,200.00
Item 5.	Emergency Assistance Fund, to be expended by County Department of Public Welfare under rules and regulations made by the County Board of Public Welfare	\$ 3,000.00
To be paid by Supervisor as needed by proper voucher of Department of Public Welfare.		
	One additional telephone D.P.W.	95.00
<i>Provided</i> , not exceeding fifty dollars shall be paid for each pauper funeral.		
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Total, Item 5		\$ 3,095.00
Item 6.	Post Mortems, Inquests and Lunacies	\$ 1,100.00
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Total, Item 6		\$ 1,100.00
Item 7.	Bond Premiums for public officials	\$ 1,500.00
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Total, Item 7		\$ 1,500.00
Item 8.	Public Buildings, including water, fuel, lights and insurance	\$ 9,000.00
	For caretaker for Courthouse and Jail grounds	132.00
<i>Provided</i> , the Supervisor shall furnish fertilizer and labor for maintaining shrubbery and flowers.		

Provided, further, that the Supervisor may use the rents to be collected for the use of public buildings to supplement the funds herein appropriated for public buildings.

Maintenance Man 2,400.00

Total, Item 8 \$ 11,532.00

- Item 9. (a) Printing, postage, books, stationery, including Magistrates' blanks \$ 6,500.00
 (b) Publication of Supervisor's Reports 400.00
 (c) For publishing notices of tax sales, if so much be necessary 400.00

Provided, the Delinquent Tax Collector shall add to the cost of each tax sale the cost of publication and collect the same from each tax sale for the General Fund of the County.

Total, Item 9 \$ 7,300.00

Item 10. Health:

- (a) Vital Statistics \$ 480.00
 (b) County Health Department (including rabies control \$500.00), but not including Health Officer's salary 15,726.60

Provided, the above amount shall be expended under a budget prepared by the Health Department and approved by the delegation, and shall be paid in twelve equal monthly installments upon voucher of County Health Department.

- (c) Colleton T. B. Association, upon voucher signed by president and executive secretary of the association for T. B. Patients 500.00

Total, Item 10 \$ 16,706.60

Item 11. Club Work and Demonstration Expenses:

- (a) Boys' 4-H Club activities, including camp and supplies for county agent's office \$ 400.00
 (b) Women's and girls' short courses, Winthrop trip and prizes for women 300.00
 (c) Miscellaneous for Home Demonstration Agent's office 150.00

(d)	Supplement, Farm Agent's salary	528.00
(e)	Supplement, Assistant Farm Agent's salary ...	300.00
(f)	Supplement, Farm Agent's Stenographer, salary	396.00
(g)	Supplement, Home Agent's Stenographer, salary	198.00
(h)	Future Farmers of America	50.00
(i)	For prizes, Livestock Show at Walterboro, to be expended by Colleton County FFA Federation	500.00
(j)	4-H Livestock Show	250.00
(k)	For Negro Farm and Home Demonstration Work and for 4-H activities, to be expended under direction of County Agent, including Live- stock Show	2,842.00
(l)	Telephone and extension—Home Agent's office	111.14
(m)	Telephone—Negro Agent's office	129.84
Total, Item 11		\$ 6,154.98
Item 12. Workmen's Compensation, Retirement and Social Security:		
(a)	Workmen's Compensation Insurance, including 1959-60 deficit	\$ 2,625.28
(b)	Employer's portion, Retirement of county em- ployees, current year and including 1959-60 deficit	6,700.00
(c)	Employer's portion, Social Security on county employees for period July 1, 1960 to June 30, 1961, including 1959-60 deficit	5,500.00
Total, Item 12		\$ 14,825.28
Item 13. Tax Refunds:		
	W. L. Francis	\$ 38.64
	M. L. Mangham	12.48
	St. Clair Koger	16.78
	G. G. Dowling & Karl Sutker	7.14
	Mrs. R. D. Carter	9.09
	P. S. Langdale	21.00
	Wallace T. & Delores S. McCord	7.84
	Fred Cross	6.04
	Leon Tucker	4.00
	J. S. Jones, Jr.	44.80
	T. D. Smoak	24.00

G. W. Walling	3.00
Owen C. Cone	19.50
A. D. Proveaux	145.00
Total, Item 13	\$ 359.31
Item 14. Colleton County Memorial Library:	
Salaries:	
Chief Librarian	\$ 3,630.00
Assistant	2,200.00
Assistant	2,200.00
Part-time assistant	550.00
Part-time typist	360.00
Extra Assistance in the discretion of the Board	1,200.00
Books, Binding, Periodicals	3,000.00
Bookmobile, Gas, Oil, Tires, Repairs	750.00
Supplies and Equipment, including one desk ...	500.00
Conference and Workshop Expenses	100.00
	14,490.00
Less Expected Revenue:	
City Appropriation	900.00
State Aid to Library	1,500.00
	2,400.00
Total, Item 14	\$ 12,090.00
Item 15. Colleton County Development Board	\$ 7,500.00
Total, Item 15	\$ 7,500.00
Item 16. Miscellaneous:	
(a) County Civil Defense to be expended upon voucher of Chairman Colleton County Civil Defense	\$ 300.00
(b) Annual Audit	600.00
(c) Company Maintenance Fund, National Guard Unit	750.00
(d) Supplemental Salary, Director of Public Wel- fare	396.00
(e) Books, Probate Judge	220.00
(f) Purchase typewriter, Auditor	450.00
(g) Radio Maintenance for Sheriff's Office	350.00

(h) Converting radio receivers as per order of Federal Communications Commission	700.00
(i) Secretarial assistance to the Judge of the Fourteenth Circuit, without voucher for year ending June 30, 1960	300.00
(j) Historical Society	250.00
Total, Item 16	\$ 4,316.00
Total, County	\$310,311.07
Less Estimated Revenue, other than from property taxes:	
Gasoline Tax	\$115,000.00
Commutation Road Tax	5,000.00
Fines, Licenses, Fees	40,000.00
State Insurance Tax	12,000.00
Receipts from Beer, Wine and Alcoholic Beverages	30,000.00
Bank Tax	2,400.00
Portion of Income Tax from State	44,000.00
Other State Revenue	45,000.00
Estimated Transfer of Delinquent Taxes per Section 3, paragraph 2	15,000.00
Total Estimated Revenue	\$308,400.00
Amount to be raised by property taxation for general purposes	\$ 1,911.07
Item 17. Schools:	
County's portion of support of public schools to be expended by County Superintendent of Education based on a 20% supplement of the State Teachers' Schedule for 1959-60	\$440,000.00
Less State M & O Supervision	83,460.00
Less Federal Aid	32,000.00
Less Transfer from Reserve	6,000.00
Less other State Reserve	39,959.00
Net appropriation to be raised by property tax for schools	278,581.00
GRAND TOTAL	\$280,492.07

SECTION 2. The county treasurer, after applying all current cash revenues, is hereby authorized and empowered to pay from the special reserve or surplus fund any items of the appropriations made in Section 1 hereof which may be expended before the collection of taxes for the year 1960, and before other current revenues shall accrue in sufficient amount to pay such appropriations; but the county treasurer, when taxes are collected and current revenues are received sufficient for such purposes, shall reimburse the special reserve or surplus fund for any monies expended therefrom for the purpose of paying such appropriations.

SECTION 3. The county auditor shall determine the amount of tax levy necessary to pay the appropriations hereinabove made and for debt service and shall use same in preparing the tax books for Colleton County; *provided*, however, that the tax for general county and school purposes shall not exceed the present forty-six mill levy as provided in Section 1 of this act.

All provisions of law requiring monies derived from the collection of delinquent taxes to be paid into the Special Reserve Fund of the county are hereby suspended insofar as they relate to the funds to be derived from the collection of delinquent taxes for the tax year 1959, and the county treasurer shall apply to the appropriations provided for in this act all delinquent taxes to be collected for the tax year 1959 as they are received by the County Treasurer. This provision shall apply only to the delinquent taxes for the year 1959, and hereafter all provisions of law pertaining to the disposition of monies obtained from the collection of delinquent taxes shall apply.

SECTION 4. If any of the items, or portions thereof, for which funds are herein appropriated should be assumed by the State and appropriations therefor be made by the State, or if the same shall become available in any other manner, then the amounts for such purposes herein appropriated shall be paid to the special reserve fund in the amount herein appropriated if the State appropriations or other available funds be sufficient for that amount, and, if the State appropriations or other available funds should not be sufficient, then only so much of the funds herein appropriated as may be necessary shall be used with the balance to be paid to the special reserve fund.

SECTION 5. All funds received by the county from whatever source realized above the amount necessary to pay the appropriations hereinabove made, all unused amounts of appropriations for previous

fiscal years and the proceeds of all delinquent tax collections for prior years not otherwise pledged shall be transferred by the treasurer to the special reserve fund as now provided by law.

SECTION 6. The county supervisor is authorized and directed to call to his assistance in maintaining the courthouse and other public grounds the Campbell Ashley Garden Club, and to furnish plants, fertilizer and labor for the beautification of the grounds.

SECTION 7. Travel allowances for county officers who are allowed travel on a mileage basis hereafter shall be at the rate of seven cents per mile and this shall become a part of the permanent law.

SECTION 8. From the County Board of Education Fund all members of the county board of education, except the superintendent of education, shall be paid ten dollars per day for each day in attendance upon meetings of the county board and mileage from the homes of the members each way at the rate of seven cents per mile.

SECTION 9. The schools of Colleton County being operated on a county unit system, the District Boards of School Trustees of Colleton County, with the approval of the county board of education, are hereby authorized to make application for and receive in behalf of all the schools of the county such building funds as may be available under the terms of the State Appropriations Act for the fiscal year 1960-1961, and all subsequent aid to schoolhouse construction. The county board of education is authorized to establish and operate schools in such locations as will best serve the educational needs of the county and to pay the county's portion of the expense of operating such schools from the general school funds of the county, but the county board shall have no power to move the general locations of schools now operating as high schools so long as such high schools may meet enrollment and average attendance requirements as now provided by law. The county board in its discretion may establish a new high school or high schools wherever the same will best serve the educational interests of the county. The county board of education shall establish for approval by the State Educational Finance Commission bus routes for transporting school children.

SECTION 10. All funds to be received from the Federal Government for the maintenance and operation of schools shall be deposited with the county treasurer to the credit of the particular district for which payment was made and shall be withdrawn for proper expendi-

ture by regular school vouchers signed by the district superintendents and approved by the county superintendent of education.

SECTION 11. The county supervisor is hereby authorized to grant up to ten days annual leave with pay to county employees and up to ten days annual sick leave with pay provided the employee is under a doctor's care.

SECTION 12. All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R696, H1929)

No. 992

An Act To Prohibit The Maintenance By The County Of Certain Streets And Roads In Darlington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Darlington County not to maintain certain streets and roads.—No streets or roads in Darlington County shall be accepted for county maintenance unless the streets or roads were cut under the supervision of the county manager.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R1118, H2519)

No. 993

An Act To Appropriate A Sum Of Money For Educational Purposes In Darlington County For The Fiscal Year 1960-1961; To Provide For The Expenditure Thereof; And To Provide For

The Levy Of A Tax Sufficient To Pay The Sum Appropriated Herein.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The sum of nineteen thousand dollars is hereby appropriated for educational purposes for Darlington County for the fiscal year 1960-1961. The sum shall be expended for the following purposes:

Item 1. Travel Expenses, County Superintendent of Education	\$ 700.00
Item 2. Bookkeeper & Secretary	3,000.00
Item 3. Stenographer	2,700.00
Item 4. Stenographer	2,500.00
Item 5. Office Supplies and Equipment	1,400.00
Item 6. Travel for Visiting Teacher	700.00
Item 7. Salary, Superintendent of Education	3,600.00
Item 8. Board of Education, 7 members @ \$25.00 each per month	2,100.00
Item 9. Board of Trustees, 9 members @ \$100.00 per year and 1 Secretary \$200.00 per year, Stamps, etc., \$100.00	1,200.00
Item 10. School Lunch Office—Trucking Produce	900.00
Total	\$ 19,000.00

The auditor shall levy, and the treasurer shall collect, a tax on all the taxable property of the county sufficient to pay the above appropriation.

SECTION 2. The Board of Trustees of Darlington County School District shall, before July, 1960, file with the county board of education, and each member of the legislative delegation, a proposed budget for each school in the county for the 1960-61 fiscal year. The budget shall itemize proposed expenditures and propose the necessary current levy to cover these expenditures. The county board shall examine all budgets and its approval, with the approval of a majority of the legislative delegation, shall constitute the authority and direction to the county auditor to levy the tax provided for in Section 1.

SECTION 3. This act is supplementary to the General Supply Act of Darlington County which might be in effect for the 1960-1961 fiscal year and the permanent school levies for Darlington County,

and shall in no respect be considered as a repeal of them or any part thereof.

SECTION 4. The funds herein appropriated shall be expended by the county treasurer in the usual way, but upon request of the superintendent of education, or the chairman of the county board of education.

SECTION 5. The county board of education may supplement salaries or expenses of the superintendent of education or other office employees out of any funds in their hands that can legally be expended for such purposes, with the approval of a majority of the county legislative delegation, including the Senator.

SECTION 6. All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1138, H2449)

No. 994

An Act To Provide For The Income And Levy Of Taxes, If Necessary, In Darlington County For County Purposes For The Twelve Months From July 1, 1960 To June 30, 1961, And For The Expenditure Thereof; To Authorize The Advisory Commission Of Darlington County To Borrow For Ordinary County Purposes And To Direct The Expenditures Thereof; To Make Certain Provisions With Respect To The Appointment Of Deputy Sheriffs, Bailiffs, County Attaches And The Service Officer; To Provide Salaries For Various County Officers; To Further Provide For The County Government Of The County; And To Appropriate Funds For Its Use.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated any and all surplus funds now in the Darlington County Treasury, derived from payment of past due taxes and other sources, for the purpose of defraying the ordinary county expenses for the twelve months beginning July

1, 1960, and ending June 30, 1961 and hereinbelow provided for. Upon the passage of this act, the auditor is directed to ascertain the actual amount of surplus in the treasury and determine the amount of revenue necessary to meet the expenditures provided for in this act, and he is authorized and directed to reduce the present tax levy by at least six mills.

Item 1. Auditor's Office

(a) Auditor	\$ 3,020.00
(b) Auditor, Expenses	1,200.00
(c) Clerk	3,000.00
(d) Clerk	3,000.00
(e) Extra Clerical Help	1,000.00

Total Item 1

\$ 11,220.00

Item 2. Board of Assessors and Equalization

\$ 2,500.00

Total Item 2

\$ 2,500.00

Item 3. Clerk of Court's Office

(a) Clerk to Clerk of Court	\$ 3,000.00
(b) Extra Clerical Help	3,000.00

Provided, that the Clerk of Court shall receive all fees other than fines and fifty-five dollars per month for court work. (Expenses)

660.00

Total Item 3

\$ 6,660.00

Item 4. Coroner's Office

(a) Coroner—Salary and Expenses	\$ 1,500.00
(b) Taking Testimony	500.00

Provided, that Item (b) is paid directly to the secretary who takes the testimony.

Provided, that all jurors serving at coroner's inquests shall receive two dollars per day for such service.

Total Item 4

\$ 2,000.00

Item 5. Service Officer's Office

(a) Salary of Service Officer	\$ 5,220.00
(b) Travel Expense	550.00
(c) Secretary to Service Officer	3,000.00

Total Item 5

\$ 8,770.00

Item 6. Health Department

- | | |
|--|--------------|
| (a) Health Department | \$ 12,003.30 |
| (b) Five Members—County Board of Health—Ex-
penses | 600.00 |
| <i>Provided</i> , that from the balance of the above ap-
propriation State-paid salaries and expenses may
be supplemented to employees, to conform with
other salaries paid in the county, the amount of
such supplement in each case to be determined
by the County Advisory Commission. | |
| (c) Mosquito and Fly Control | 2,500.00 |
| (d) Mental Health Clinic | 4,500.00 |
| (e) To Match Federal and Florence County funds
for a Mental Health Clinic | 7,228.11 |

Total Item 6

\$ 26,831.41

Item 7. Public Welfare

- | | |
|---|-------------|
| (a) Public Welfare Administration | \$ 6,403.00 |
| (b) Public Welfare Board (three members, expense) | 1,440.00 |
| (c) Darlington Red Cross | 600.00 |
| (d) Hartsville Red Cross | 600.00 |
| (e) Lamar Red Cross | 250.00 |
| (f) T. B. Association | 500.00 |
| (g) Hartsville Rescue Squad | 500.00 |
| (h) Darlington Rescue Squad | 500.00 |
| (i) City of Hartsville | 4,000.00 |
- Provided*, Item (i) shall be expended for im-
provements at Lawton Park and Sonovista Park.

Total Item 7

\$ 14,793.00

Item 8. Board of Registration

- | | |
|--------------------------------------|-----------|
| (a) Chairman of Board | \$ 200.00 |
| (b) Second Member | 200.00 |
| (c) Third Member | 200.00 |
| (d) Clerical Help and Expenses | 3,000.00 |
- Provided*, that the expenditures for Item (d) will
be by and under the direction and supervision of
the County Advisory Commission.

Total Item 8

\$ 3,600.00

Item 9. Judge of Probate's Office

- (a) Judge of Probate, Salary\$ 3,850.00
This amount to be paid in addition to the fees of
the office, upon a monthly basis.
- (b) Clerk to Probate Judge 3,000.00

Total Item 9\$ 6,850.00

Item 10. Magistrates

- (a) Darlington, Salary\$ 2,310.00
- (b) Darlington, Expense 600.00
- (c) Hartsville, Salary 2,310.00
- (d) Hartsville, Expense 600.00
- (e) Hartsville, Office Rent 1,200.00
- (f) Darlington County Judge 10,000.00
- (g) Secretary to County Judge 3,000.00
- (h) Lamar, Salary 1,500.00
- (i) Lamar, Expenses 600.00
- (j) Lamar, Office Rent 480.00
- (k) Society Hill, Salary 1,000.00
- (l) Society Hill, Office Rent 180.00
- (m) Lydia, Salary 450.00

Provided, that no magistrate in Darlington
County shall receive his salary, unless and until,
he shall have filed a statement with the County
Advisory Commission showing all cases handled
and the disposition thereof.

Total Item 10\$ 24,230.00

Item 11. Sheriff

- (a) Sheriff, Salary\$ 4,200.00
- (b) Sheriff, Expenses 2,600.00
- (c) Sheriff, Allowance for gas and oil 1,800.00
- (d) Nine Deputies, Salaries 30,800.00
Provided, that the Chief Deputy shall receive
\$50.00 per month additional salary.
- (e) Office Deputy, Salary 1,200.00
- (f) Office Deputy, Expenses 2,000.00
- (h) Nine Deputies, Expenses 13,620.00
- (i) Jailer, Salary 2,000.00
- (j) Jailer, Expenses 800.00

(k) Assistant Jailer, Salary	2,100.00
(l) Uniforms, Supplies, Transporting Prisoners and Radio Maintenance	7,000.00
<i>Provided</i> , that compensation for transportation of prisoners shall be at the rate of \$7.00 per diem; <i>provided</i> , further, that no expenses shall be paid for trips less than one hundred fifty miles total (round trip).	
(m) Five School Deputies for Sheriff's Office, two Darlington, three Hartsville	3,800.00
(n) Criminal Identification Bureau	5,500.00
(o) Gas, Oil and Repairs for Sheriff's Automobiles	10,000.00
(p) Conversion of Radio System	2,400.00
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Total Item 11	\$ 89,820.00
Item 12. Tax Collector's Office	
(a) Tax Collector, Salary	\$ 4,200.00
(b) Car Expense, Tax Collector	2,070.00
(c) Clerk, Salary	1,200.00
(d) Clerk, Expenses	1,800.00
(e) Extra Clerical Help	1,000.00
(f) Assistant Tax Collector (Salary, \$278.32 per month—Expense, \$100.00 per month)	4,539.84
<i>Provided</i> , that all of the above salaries and sup- plies for this office shall be paid by the County Manager's Office and the fee for treasurer's war- rant, fee for executing each warrant, mileage fee, fee for notice of sale, plus cost of publication, and fee for making sale and execution of deed col- lected by this office shall be turned into the treas- ury each month to be credited to the county ordinary account.	
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Total Item 12	\$ 14,809.84
Item 13. Office of Treasurer	
(a) Treasurer, Salary	\$ 3,020.00
(b) Treasurer, Expenses	1,200.00
(c) Secretary to Treasurer	3,000.00
(d) Clerk	3,000.00

(e) Extra Clerical Help	1,000.00
Total Item 13	\$ 11,220.00
Item 14. National Guard	
(a) National Guard	\$ 1,500.00
(b) Permanent Improvements, Hartsville Armory ..	250.00
(c) Permanent Improvements, Darlington Armory ..	250.00
(d) Medical Detachment, Darlington, Supplies	200.00
Total Item 14	\$ 2,200.00
Item 15. Sinking Fund Commission	
(a) Clerk, Sinking Fund Commission	\$ 600.00
Total Item 15	\$ 600.00
Item 16. County Advisory Commission	
(a) Salary, six Commission Members	\$ 1,800.00
(b) County Manager, Salary	6,800.00
(c) County Manager, Expenses	1,600.00
(d) County Road Supervisor, Salary	4,000.00
(e) County Road Supervisor, Expenses	1,300.00
(f) Clerk	3,000.00
(g) Stenographer	3,000.00
(gg) Secretary to Senator	3,000.00
(ggg) Secretary to House Delegation	3,000.00
(h) County Attorney	780.00
(i) County Attorney, Expenses	300.00
(j) Premium, Officers' Bond	1,500.00
(k) Printing, Postage and Stationery	5,500.00
(l) Jurors and Witnesses	10,000.00
<i>Provided</i> , that jurors for court of common pleas, general sessions and county court shall be paid a maximum of seven dollars per day.	
(m) Lunacies, post mortems, coroner's jurors	1,350.00
<i>Provided</i> , that no post mortem charges shall be paid except for post mortems conducted upon written order of the sheriff or coroner.	
(n) Dieting prisoners at one dollar twenty-five cents per day each	14,000.00
(o) Jail, lights, fuel and supplies	6,000.00
(p) Insurance, Buildings	1,600.00

(q) Public Buildings, including Health Centers...	19,000.00
<i>Provided</i> , that each office for which the county pays a phone bill shall, before the payment of such bill, submit to the County Advisory Commission a list of all long distance calls charged to such office, and including (1) the name of person making the call; (2) place and person called; (3) time and duration of call; (4) purpose of call; and (5) charges.	
(r) Insurance on Employees	12,000.00
(s) Vital Statistics	900.00
(t) Contingent Account	18,600.00
(u) Roads, Bridges, Chain Gang and Road Construction	200,000.00
<i>Provided</i> , that not exceeding one-twelfth of the amount set forth shall be expended or obligated in any month, and an itemized statement of such expenditure shall be furnished to the Advisory Board and the Legislative Delegation.	
(uu) Replacing Road Machinery Equipment	10,000.00
All machinery purchased under subitem (uu) shall be purchased by the County Advisory Commission, and only after the Commission has solicited and received sealed bids upon the types of machinery which it desires to purchase.	
(v) Concrete Pipe	5,000.00
(w) County Law Library	1,500.00
(x) County's contribution to Retirement System and Social Security	15,000.00
(y) Workmen's Compensation Insurance	2,500.00
(z) Janitor, Courthouse	2,100.00
(aa) Janitor, Agricultural Building	1,620.00
(bb) Secretary to Circuit Court Judge	3,000.00
<i>Provided</i> , all expenditures under Item 16 shall be under the direction and control of the County Advisory Commission. No person shall be employed, nor any obligation of more than one hundred dollars incurred, without the prior approval of a majority of the Commission.	
Total Item 16	\$359,750.00

Item 17. Farm Extension Work

(a) 4-H Club Work (White)	\$ 200.00
(b) 4-H Club Work (Negro)	200.00
(c) Junior Homemakers	300.00
(d) Negro Farm Demonstration Agent, Salary....	1,200.00
(e) Assistant, Negro Farm Demonstration Agent, Salary	750.00
(f) Negro Farm Demonstration, Clerical	500.00
(g) Stamps and Incidentals, County Agent	220.00
(h) Home Demonstration Agent, Salary	480.00
(i) Stamps and Incidentals, County Home Demon- stration Agent	100.00
(j) Probation Officer, Expenses and Secretary ...	2,400.00
(k) Demonstration Supplies, Home Demonstration Agent	100.00
(l) Farm Women's Club Work	100.00
(m) Salary and Travel, Negro Home Demonstration Agent	1,200.00
(n) Incidentals	80.00
(p) County Agent, Salary	1,200.00
(q) County Agent, Expense for Travel	500.00
(r) Secretary to County Agent	300.00
(s) Assistant County Agent, Salary	600.00
(t) Assistant County Agent, Expense for Travel..	300.00
(u) Assistant County Agent for Farmers Market— Expenses	400.00

Total Item 17

\$ 11,130.00

Item 18. Forestry

(a) County Ranger Supplement	\$ 600.00
(b) Rural Fire Control	2,000.00

Total Item 18

\$ 2,600.00

GRAND TOTAL

\$599,584.25

Item 19. Estimated Revenue

(a) Magistrates' Fines	\$ 40,000.00
(b) Liquor Tax	40,000.00
(c) Beer and Wine Tax	15,000.00
(d) Gasoline Tax	135,000.00

(e) Clerk of Court Fines	9,000.00
(f) Service Officer's Office	5,100.00
(g) Income Tax Refund	85,000.00
(h) Delinquent Taxes	25,000.00
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Total Item 19	\$354,100.00
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Estimated amount to be raised by taxation . . . \$245,484.25

SECTION 2. The county advisory commission is hereby empowered to borrow money for current expenses and road maintenance in anticipation of taxes to be collected; *provided*, that before borrowing any funds or issuing any notes, the commission must first obtain the written approval of a majority of the county legislative delegation. The amount provided herein in Item 16, subitem (t), (contingent account) shall not be expended except on approval of the Darlington County Advisory Commission, at a regular or special meeting of the commission, by majority vote, and recorded in the minutes of the meeting, except for the expense of an annual audit, as hereinafter provided. The county manager shall not pay any claims in excess of the appropriation made for such purpose unless consent thereto is given by a majority of the legislative delegation, including the Senator.

SECTION 3. All county officers with exception of the superintendent of education shall furnish the county manager a written request for all supplies and equipment needed, and no obligation created by any county official, except the county manager, with the approval of the advisory commission, shall be valid against the county.

SECTION 4. Examination in lunacy cases shall be made by two physicians and the fee for this examination shall not exceed five dollars for each examining physician.

SECTION 5. The attaches and bailiffs for the Common Pleas and General Sessions Court of Darlington County shall be appointed by the clerk of court and all checks for witnesses, jurors and others in attendance upon the courts shall be signed by the Clerk of Court of Darlington County.

SECTION 6. The sheriff's deputies shall be appointed by the sheriff and shall serve at the pleasure of the sheriff; *provided*, the sheriff may designate one of his deputies as chief deputy.

SECTION 7. The sheriff shall appoint a jailor whose term of office shall be for one year on a fiscal year basis beginning July 1, 1960. *Provided*, however, that he may be removed at any time at the sheriff's pleasure. The jailor shall be responsible for the dieting of prisoners.

SECTION 8. There shall be employed annually, about July, a competent auditor, to be appointed by a majority of the delegation, including the Senator, to audit the books of the county. The work shall be done under the supervision of the delegation and the cost shall be determined by the delegation and paid out of the contingent fund.

SECTION 9. The amounts herein appropriated are to be contingent upon the collection of revenue sufficient to pay the same. If at any time during the fiscal year, it shall appear that there will be a shortage in revenue to pay the amount herein appropriated, a majority of the delegation, including the Senator, is hereby authorized and directed to reduce such appropriations as the delegation deems advisable in such amount or amounts as to bring expenditures for the fiscal year within the anticipated revenue; *provided*, that in the event and at any time during the fiscal year it shall appear that the taxes collected from indirect sources, such as from the State of South Carolina, and any other source, be more than sufficient to pay the appropriation herein made, such surplus funds at any time may be transferred from one fund to another upon the written authorization directed to the county treasurer and signed by a majority of the legislative delegation, including the Senator; *provided*, further, that any surplus funds now on hand in any department of Darlington County may be, after the passage of this act and any time during the fiscal year, transferred to another department or into the general funds, upon authorization by a majority of the members of the legislative delegation, including the Senator.

SECTION 10. The amount provided in Item 16, subitem (w) shall not be expended except on approval of the circuit judge of the fourth judicial circuit.

SECTION 11. The amounts herein appropriated to salaries and roads and bridges shall be paid out one-twelfth each month during the fiscal year 1960-1961. Any note or contract made by any officer of the county or by the county manager for any amount not included in this supply act shall be null and void; any officer or employee who disregards any of the provisions hereof, without the consent of

a majority of the Darlington County Legislative Delegation, including the Senator, kept on file in the county manager's office, shall be guilty of a malfeasance in office and subject to removal. If the county advisory commission at any time finds that the appropriation or monthly allotment is not sufficient to maintain the maximum chain gang and equipment or road maintenance then, in that event, they are required to send to the State Penitentiary a sufficient number of long term chain gang prisoners and reduce equipment and other expenses so that the expense will come within the monthly allotment herein provided. All appropriations herein made are subject to the right and authority of the majority of the Darlington County Legislative Delegation, including the Senator, to change, alter or deduct therefrom when, in its judgment, such change, alteration or deduction is necessary for the best interests of the county and to conform with revenue expected during the life of this act. *Provided*, the county legislative delegation shall have no authority to issue any authorization for expenditure of funds between sessions of the General Assembly.

SECTION 12. If any word, clause, sentence or section of this act be declared unconstitutional, such shall not affect any other word, clause, sentence or section hereof.

SECTION 13. All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1145, H2505)

No. 995

An Act To Provide For The Levy Of Taxes For County And School Purposes Of The County Of Dillon For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961; To Provide For The Expenditure Thereof; And To Prescribe The Duties Of Certain County Officers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of ten mills is hereby levied upon all the taxable property in the County of Dillon for county purposes, for

the fiscal year beginning July 1, 1960, for the amounts and for the purposes hereinafter stated, that is to say:

A. Salaries:

Auditor's Office:

County Auditor, Salary	\$ 2,100.00
Mileage	200.00
Deputy Auditor	2,800.00

The County Auditor is hereby assigned as custodian of grounds of public buildings and auditing machines.

Deputy Auditor is hereby assigned as assistant custodian of grounds of public buildings and auditing machines	200.00
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Total	\$ 5,300.00
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Treasurer's Office:

County Treasurer, Salary	\$ 2,100.00
Mileage and Office Expense	200.00
Clerk to County Treasurer	2,700.00

Total	\$ 5,000.00
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Clerk of Court's Office:

Clerk of Court, Salary	\$ 5,400.00
Mileage and Office Expenses	200.00
Additional Duties, Clerk of Court	300.00
Clerk to Clerk of Court	2,800.00

Provided, the Clerk of Court is herewith assigned additional duties of Custodian of Court-house and photographic machine operator.

Total	\$ 8,700.00
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Sheriff's Office:

Sheriff, Salary	\$ 5,200.00
Sheriff, Mileage	1,800.00
Deputy Sheriffs, 5 @ \$3,600.00 each	18,000.00
5 Deputy Sheriffs, mileage @ \$1,800.00	9,000.00
Radio Supplies, Equipment	900.00
Jailer—Radio Operator	2,000.00
Clerk to Sheriff	2,600.00

<i>Provided</i> , the sheriff shall designate one deputy as the Chief Deputy and for such additional duties he shall be compensated annually, additional salary	300.00
The sheriff shall designate one deputy as Special Deputy and for such additional duties he shall be compensated annually, additional salary	300.00
Use of personal cars—Sheriff and 5 Deputies, each @ \$600.00 annually, payable monthly	3,600.00
<i>Provided</i> , the Sheriff shall dispose at public sale all confiscated automobiles, trucks or other vehicles on hand, within a period of sixty days of seizure, and deposit the proceeds with the County Treasurer to be used for educational purposes.	
Total	\$ 43,700.00
Probate Judge's Office:	
Judge of Probate, Salary	\$ 4,500.00
Mileage and Office Expense	200.00
Clerk to Probate Judge	2,800.00
Total	\$ 7,500.00
County Board of Commissioners:	
Chairman, Salary	\$ 780.00
Chairman, Mileage	100.00
Five Commissioners @ \$600.00 each	3,000.00
Five Commissioners, Mileage	500.00
Clerk to County Board	2,600.00
Dieting of Prisoners	1,500.00
Emergency Fund—Jail Medicines	450.00
Pauper Burials @ \$75.00 each	1,500.00
Road Supervisor, Salary	3,700.00
Road Supervisor, Mileage and Expense	600.00
Operational Fund for Road Maintenance, Bridges, etc.	34,000.00
Chain Gang Guards, 5 @ \$2,800.00	14,000.00
One Mechanic	2,800.00
Clerk to Delegation, provided that Clerk of Board of Commissioners shall serve as Clerk to Delegation	300.00

Dillon County Chamber of Commerce	1,000.00
Dillon Rescue and First Aid	500.00
Civilian Defense	1,000.00
<i>Provided</i> , that so much be needed and expended on properly executed vouchers.	
Street Lights for Unincorporated Communities	1,500.00

Total\$ 69,830.00

Board of Education Office:

Chairman, @ \$65.00 per month	\$ 780.00
Two Members, @ \$600.00 each	1,200.00
Clerk to County Board of Education	2,700.00
Jeanes Teacher, Salary	2,800.00
Jeanes Teacher, Mileage	480.00
Attendance Teacher, Mileage Expenses	600.00
County Superintendent of Education, Mileage Expense	1,100.00

Total\$ 9,660.00

Board of Health:

Clerk I, Salary	\$ 1,258.00
Clerk I, Part-time	1,053.00

Travel:

Health Officer	750.00
Sanitarian III	1,680.00
P. H. Nurse 1-B	1,000.00
P. H. Nurse 1-A	1,000.00
P. H. Nurse 1-A	1,000.00
Miscellaneous Office Expense	800.00
Medicine for Indigent T. B. Patients	200.00
Chest X-Ray Clinic	500.00
Crippled Children's Travel	1,000.00

Total\$ 10,241.00

Department of Public Welfare:

Mileage and use of personal cars for 6 workers @ \$300.00	\$ 1,800.00
Telephone	300.00
Chairman	420.00
Two Members, @ \$360.00 each	720.00

Two Clerks, @ \$180.00 each	360.00
Mileage, Child Welfare Worker	720.00
Miscellaneous Expense—Office	1,440.00
Welfare Fund, for Out-of-County Expenses ...	200.00
Emergency Aid Fund, includes hospitalization and medical care for paupers only—not on Wel- fare Rolls	13,000.00

Provided, that hospitalization of indigent persons shall be expended only upon approved certificates by the Board of Public Welfare of Dillon County and there shall not be expended on any one case a greater sum than \$150.00.

Provided, further, that the Board may in extreme cases approve further expenditures, but the county shall not be liable for additional sums unless authorization by the Board is first secured. This fund shall be drawn quarterly by the Board of Public Welfare from the County Board of Commissioners on vouchers.

Total	\$ 18,960.00
Office of County Service Officer:	
Service Officer, Salary	\$ 3,600.00
Service Officer, Mileage	800.00
Assistant to Service Officer	2,600.00
Office Expense	300.00

Total

Tax Collector's Office:

Assistants to Tax Collector

Provided, this fund shall be disbursed on a basis of two dollars for each tax execution collected by Tax Collector or Assistant Collectors, and that their claims shall be approved by the Delinquent Tax Collector before approval and payment by the County Board of Commissioners.

Clerk to Delinquent Tax Collector

Total

Magistrates:	
Dillon	\$ 2,400.00
Little Rock	750.00
Latta	2,220.00
Kirby	420.00
Lake View	1,000.00
Fork	420.00
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Total	\$ 7,210.00
Master's Office:	
Master, Salary	\$ 2,400.00
<i>Provided</i> , clerical help be paid by Master from salary.	
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Total	\$ 2,400.00
Coroner's Office:	
Coroner, Salary	\$ 1,200.00
Stenographer to Coroner	200.00
<i>Provided</i> , that stenographer shall be paid by County Board of Commissioners at the rate of \$7.00 per inquest.	
Mileage	200.00
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Total	\$ 1,600.00
County Attorney's Office:	
County Attorney, Salary	\$ 300.00
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Total	\$ 300.00
Janitors:	
Janitors at Courthouse	\$ 1,700.00
Janitor at Agricultural Building	1,500.00
Janitor at Health Center	1,500.00
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Total	\$ 4,700.00
B. Jurors	\$ 3,000.00
<i>Provided</i> , jurors be paid at rate of \$6.00 per day.	
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Total	\$ 3,000.00

C. Post Mortems, Inquests, Lunacy Examinations	\$ 1,000.00
Total	\$ 1,000.00
D. Public Buildings, including Health Centers, Fuel, Water, Lights Insurance, Telephone	\$ 15,000.00
<i>Provided</i> , however, that all long distance tele- phone calls be reported separately to the Board of Commissioners before any bills shall be paid, such reports to be submitted by the first Monday in each month.	
Total	\$ 15,000.00
E. Dillon Armory	\$ 1,200.00
Total	\$ 1,200.00
F. Cancer Society	\$ 750.00
Dillon County Mental Health Association	250.00
Total	\$ 1,000.00
G. Printing, Postage, Stationery	\$ 6,000.00
Total	\$ 6,000.00
H. Contingencies:	
Miscellaneous Contingent Fund	\$ 7,500.00
<i>Provided</i> , \$5,000.00 of the above sum shall be spent upon the approval of the Legislative Dele- gation and \$1,000.00 shall be spent upon ap- proval of the County Board of Commissioners. Amount to be used for Uniform Reciprocal En- forcement of Support Act to be disbursed @ \$25.00 per case	
	750.00
Total	\$ 8,250.00
I. Latta Library	\$ 14,370.00
Funds to be paid monthly by County Board of Commissioners on vouchers properly drawn by Latta Library Association—also operation Ne- gro Libraries.	
Total	\$ 14,370.00

J. Vital Statistics	\$ 300.00
Total	\$ 300.00
K. Postage, Home and Farm Agents	\$ 50.00
4-H Club—Boys'	175.00
4-H Club—Girls'	175.00
Home Demonstration Supplies	50.00
Boy Scout Work	250.00
Girl Scout Work	150.00
Home Demonstration Agent, Salary Supplement	120.00
County Agent, Salary Supplement	420.00
Assistant County Agent, Mileage	120.00
Dillon Soil Conservation Dist.	700.00
Game Warden, Mileage	300.00
Total	\$ 2,510.00
L. Retirement Fund, County Officials	\$ 3,000.00
Social Security, County Officials	2,000.00
Workmen's Compensation	825.00
Total	\$ 5,825.00
M. Chaplain for Chain gang	\$ 300.00
Total	\$ 300.00
N. Salary, one Clerk, Farm Security Administra- tion	\$ 2,600.00
Total	\$ 2,600.00
O. Board of Equalization	\$ 900.00
Total	\$ 900.00
P. Dunbar Memorial Library:	
Librarian, Salary—\$25.00 monthly	\$ 300.00
Total	\$ 300.00
Q. Forestry Board:	
Operation—Two Trucks @ \$300.00	\$ 600.00
Supplies—Tires, Tubes, etc.	350.00
Total	\$ 950.00

R. American Legion	\$ 350.00
V. F. W.	350.00
Lake View American Legion	350.00
Mrs. A. B. Jordan—Retirement @ \$75.00 per month	900.00
B. F. Gasque—Retirement @ \$100.00 per month	1,200.00
Dillon Garden Club for Beautification of County Buildings and Grounds	200.00

Total	\$ 3,350.00
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Rural Fire and Rescue, Director	\$ 3,600.00
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Travel and Mileage	600.00
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Truck Drivers and Maintenance Men (2 @ \$3,600.00)	7,200.00
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Misc. Supplies	1,000.00
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Rural Firemen Compensation	2,000.00
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Provided, the above sum shall be expended at the rate of \$5.00 per rural fire on individual vouchers submitted quarterly and approved by Dillon County Rural Fire Director.

Total	\$ 14,400.00
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GRAND TOTAL—APPROPRIATIONS	\$289,756.00
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Estimated Amount of Deductions and Discounts under Tax Discount Act	\$ 5,000.00
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Estimated Amount of 1958-1959 Nulla Bona Tax Executions	5,000.00
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Total	\$ 10,000.00
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GRAND TOTAL—ALL APPROPRIATIONS	\$299,756.00
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Less Estimated Revenue—Other than Taxes:

Insurance Tax from State	\$ 14,000.00
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Fines and Costs—Magistrate	24,000.00
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Gasoline Tax from State	85,000.00
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Liquor Tax and Licenses from State	30,000.00
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Income Tax from State	35,000.00
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From State for Service Officer's Office	5,000.00
Fees and Commissions from County Offices ...	25,100.00
Beer Tax from State	10,000.00
Bank Tax from State	1,000.00
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Total	\$229,100.00
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Net to be Raised from Taxation	\$ 70,656.00

SECTION 2. Supplies such as coal, fuel, food, office and other supplies for operation of the County Courthouse, Agricultural Building, Health Centers, Jail and Chain Gang shall be purchased by the board of county commissioners. No salaries shall be paid in advance.

SECTION 3. The Road Supervisor of Dillon County shall perform his duties under the direction and control of the county board of commissioners. The county board of commissioners shall control and maintain strict supervision of all county roads, all equipment and installations at the chain gang camp and such cemeteries as may be decided upon by the board. Supplies and equipment for the chain gang shall be purchased by or at the direction of the county board of commissioners.

SECTION 4. The appointment of the Jailer shall be the duty of the Sheriff, and he shall be fully responsible for the Jailer's duties and actions. The Jailer is also to be radio operator at the jail's remote control station.

SECTION 5. The County Treasurer of Dillon County, and other officers of the county who may handle funds of the county, are hereby authorized and empowered to deposit funds of the county or subdivisions thereof, both current or sinking funds in any bank or banks, but before making such deposits, shall require from such bank or banks a bond equal to or in excess of funds deposited, secured by bonds of the United States Government, or State, county, or any political subdivision thereof, and approved by a majority of the following: chairman of the board of county commissioners, county auditor, county treasurer, chairman of the county board of education, in writing and filed with the clerk of court for public inspection, to indemnify the county against loss. *Provided*, further, that the county treasurer is hereby authorized, in his discretion, to use any sinking fund money on hand to buy any of the bonds or notes of the county

or any school district thereof. No county funds shall be used for bringing fugitives from the county back into the State, except the amount therefor first be approved by the board of county commissioners.

SECTION 6. The county auditor is hereby authorized, empowered and directed to charge the following levies against all taxable property of the County of Dillon for the fiscal year 1960-1961 for the following purposes: county ordinary, ten mills; teachers' salaries, thirteen mills; two mills teachers' sick leave for a maximum annual sick leave of five days per teacher @ \$7.00 per day; incidental expenses for schools, eight mills; building repairs for school, six mills; insurance on public school buildings, two mills; and school lunches, one mill, to be used for lunches upon recommendation of county board of education. *Provided*, no dog tax shall be levied.

SECTION 7. The commutation road tax for the year 1960-1961 shall be two dollars and shall so remain at the same annual rate until changed by the Dillon County Delegation in the annual supply act.

SECTION 8. The amounts appropriated herein, under the several items for the several purposes as indicated, are the maximum amounts appropriated for such purposes, and it shall be unlawful for the various county boards or officers to make contract or contracts, for the expenditure of the monies, or the county treasurer to pay any sums in excess of the amount appropriated under such item, unless otherwise provided by law, or without the consent in writing, of a majority of the Legislative Delegation, including the Senator, from Dillon County. *Provided*, further, that no funds shall be transferred from one appropriation to another without the consent in writing of a majority of the Legislative Delegation, including the Senator, from Dillon County.

The County Commissioners are hereby required to keep a separate account covering the various items of the supply act and not to exceed in expenditure or contract the amount herein provided for each item, and for any such excess allowed or permitted, said officers shall be held liable on their official bonds. The clerk of the County Board of Commissioners shall make monthly statements of expenditures and balances of the different items, both to the board and to each member of the Legislative Delegation from Dillon County. Any contract made in violation of this act shall not be a valid claim against Dillon County.

SECTION 9. The legal office hours for the County of Dillon shall be from 8:30 A. M. to 5 P. M., except Saturdays, when the hours shall be from 8:30 A.M. to 12 noon. *Provided*, further, that all holidays declared legal holidays by the State of South Carolina are excepted from the provisions thereof. *Provided*, further, November eleventh and December twenty-sixth are hereby designated as legal holidays in Dillon County.

SECTION 10. All funds remaining in the treasurer's accounts, other than appropriated funds, shall be set aside as permanent reserve funds and shall be used subject to the same terms and conditions as apply to county sinking funds. The accountant making the annual audit of the county shall cause such transfers as are necessary to be made in the event such entries have not been made by the office or officer having such funds in his custody. Before charging off any tax execution as nulla bona, it shall be the duty of the delinquent tax collector to call in session the members of the board of assessors of the district, or districts, affected, who shall examine all items proposed to be charged off as uncollectible and no such execution or charge shall be eliminated unless it bears the written approval of the board or the members of the district comprising the board in which the charge was made, and the reason for charging off any nulla bona item shall be written on the face thereof.

SECTION 11. The Superintendent of Education of Dillon County is hereby authorized and directed to establish and keep complete records, subject to yearly audit, of all receipts and disbursements of funds of all school hot lunch operations in Dillon County. All school officials receiving or disbursing school hot lunch funds shall submit to the Superintendent of Education of Dillon County monthly reports or statements of their receipts and disbursements of school hot lunch funds.

SECTION 12. The county auditor is hereby authorized and empowered to raise or lower the levies herein provided as may be necessary to meet the appropriations herein made after taking into consideration the other revenues accruing to or to accrue to the county. *Provided*, such change in levy is approved in writing by a majority of the Legislative Delegation, including the Senator, from Dillon County.

SECTION 13. All unexpended appropriated funds in any item of this act shall revert back to the general funds of Dillon County at the end of the fiscal year.

SECTION 14. It shall be the duty of the probate judge to make a charge of one dollar for issuance of certified copies of marriage licenses to a nonresident of Dillon County. All fees collected under this section shall be paid to the Treasurer of Dillon County and credited to the general funds.

SECTION 15. Each month all monies turned over to the county treasurer by the delinquent tax collector shall be distributed equally among the three school districts by the county treasurer, and shall be expended on this basis as directed by the county board of education.

SECTION 16. The Dillon County Legislative Delegation is hereby authorized to have an audit made covering the fiscal year 1960-1961 of any and all offices and departments of Dillon County and shall pay for the same out of the county general fund subject to the approval of a majority of the delegation, including the Senator.

SECTION 17. The Board of County Commissioners of Dillon County shall have no authority to make donations for any purpose.

SECTION 18. All acts or parts of acts inconsistent herewith are repealed.

SECTION 19. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1149, H2522)

No. 996

An Act To Make Supplemental Appropriations For The Fiscal Year 1959-1960 From The General Fund Of Dillon County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations for the fiscal year 1959-1960 are made from the general fund of Dillon County :

Public Buildings	\$6,000.00
Printing, Postage, etc.	2,500.00
Street Lights	600.00
Retirement	1,100.00
Social Security	1,700.00

Mrs. A. B. Jordan, Sr., Retirement	450.00
Hospitalization for Indigent persons	2,000.00
(If so much be needed)	
Furniture and fixtures	1,500.00

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R725, H2188)

No. 997

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes Of Dorchester County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide For The Expenditure Thereof; To Provide For The Borrowing Of Money To Pay The Costs Thereof And To Provide For The Levying And Collection Of Taxes To Pay Loans Made Thereunder.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The following sums of money, if so much be necessary, be, and the same are hereby appropriated for the purposes herein set forth for the County of Dorchester for the fiscal year beginning July 1, 1960, and ending June 30, 1961, and the Auditor of Dorchester County is hereby authorized to levy and the Treasurer to collect upon all of the taxable property in said county, a tax sufficient to defray the same, after deducting all other available income and revenue.

Item 1. Roads and Bridges—Convicts and Maintenance
of road organization and road equipment\$ 62,000.00

Item 2. Salaries:

Clerk of Court	\$ 1,500.00
Clerical Help to Clerk of Court	2,400.00
Clerk in Clerk of Court's Office	2,400.00
Sheriff	3,600.00
Expenses—Sheriff	900.00

Clerical Help to Sheriff	2,400.00
Deputy Sheriff and Jailor	1,200.00
County Treasurer	964.12
Clerk Hire to Treasurer	2,400.00
Clerk Hire to Auditor	2,400.00
County Auditor	964.12
Tax Collector	1,800.00
Clerk to Tax Collector	1,200.00
Legal Advice	500.00
Coroner	600.00
Janitor—Courthouse	1,500.00
Janitor—AAA Office	120.00
Chairman County Board of Directors	2,400.00
Expenses, Chairman County Board of Directors	600.00
Four (4) County Directors @ \$720.00 each...	2,880.00
Clerk to County Board of Directors	2,400.00
Judge of Probate and Master	2,000.00
Clerk, Probate Judge and Service Officer	2,400.00
Magistrates and Constables:	
St. George Magistrate	1,200.00
St. George Constable	1,200.00
Ridgeville Magistrate	600.00
Ridgeville Constable	600.00
Harleyville Magistrate	600.00
Harleyville Constable	600.00
Reevesville Magistrate	600.00
Reevesville Constable	600.00
Summerville Magistrate	1,200.00
Summerville Constable	1,200.00
Assistance to Solicitor—First Judicial Circuit.	200.00

Item 3. County Boards:

A. Board of Education (Seven Members)	\$ 2,100.00
B. Board of Registration (3) \$100.00 per month until December 1, 1960	1,500.00
C. Clerk of Registration Board, \$100.00 per month until December 1, 1960	500.00
D. Board of Assessors	2,700.00
E. Board of Health	5,000.00
The above amount to be expended, if so much be necessary, by the County Board of Health	

for office equipment, office supplies, biologicals, office rent, heat, lights, water, salaries and for such other purposes as may appear necessary upon written approval of the Dorchester County Legislative Delegation.

	F. Forfeited Land Commissioners (2)	1,200.00
Item 4.	Jail expenses, including dieting prisoners, \$1.25 per day	\$ 7,000.00
	Supplies for Jail	200.00
Item 5.	Jurors and Witnesses	\$ 2,400.00
	<i>Provided</i> , that all jurors shall be paid \$5.00 for each day's attendance at court.	
Item 6.	Charities:	
	A. Dorchester County Hospital	\$ 35,000.00
Item 7.	Post Mortems and Lunacy	\$ 1,000.00
Item 8.	Charges for water, fuel, lights and insurance for Courthouse and Jail, the county buildings ...	\$ 2,400.00
Item 9.	Printing, postage and stationery (this amount shall be expended by the County Board of Directors to pay for printing, postage and stationery for all county officials)	\$ 2,000.00
Item 10.	Miscellaneous:	
	A. Bonds, Premiums for County Officials	\$ 750.00
	B. Expenses, County Attendance Officer	300.00
	C. Expenses, Probation Officer	300.00
	D. For telephone, Courthouse, Jail and Department of Public Welfare Office (including long distance messages in official capacity only) ...	1,600.00
	E. For medical attention to prisoners in jail ...	500.00
	F. For Courthouse Improvements and equipment, if so much be necessary	250.00
	G. Vital Statistics	650.00
	H. Expenses for Registrars of Vital Statistics ...	400.00
	I. Office Rent for County Agents	720.00
	J. Expenses, School Lunch Supervisor	300.00
J-1.	Expenses, director Department of Public Welfare	900.00
J-2.	Expenses, visitors, Department of Public Welfare	1,800.00

J-3. Expenses, Board Members, Department of Public Welfare; <i>provided</i> , members attend meetings of Board	900.00
J-4. Emergency Relief, Department of Public Welfare	2,000.00
J-5. Office supplies, Department of Public Welfare	50.00
K. Office rent for Farm Security Administration	420.00
L. To County Agent for 4-H Club Work	200.00
M. Demonstration Supplies for Home Agent	75.00
M-1. Women's Home Demonstration Work	50.00
M-2. Negro Home Agent, Salary and Travel	720.00
M-3. S. C. Department of Public Welfare, Supplemental Stenographer	132.00
N. County Board of Education Fund	500.00
This fund to be expended by the County Board of Education with the written approval of the Legislative Delegation for high school tuition and any emergencies which may arise.	
N-1. Future Farmers of America, Chapters for Summerville, St. George and Harleyville	250.00
O. Dorchester Tuberculosis Association	1,600.00
P. Insurance, County Building	806.40
Q. Office rent, heat, lights, water, telephone, janitor service, ice, Department of Public Welfare Office	1,080.00
R. Office rent, Superintendent of Education	240.00
S. Salary—St. George Librarian	480.00
T. Salary—Clerk, Home Demonstration Agent	960.00
T-1. Payment on X-ray Equipment, County Health Department	224.83
U. Timrod Literary and Library Association	2,000.00
V. Premium, South Carolina Industrial Commission	2,240.71
W. Harleyville and Ridgeville Public Libraries (\$50.00 each)	100.00
X. National Guard Company Maintenance Fund	1,000.00
Y. General Electric Company, X-ray, Dorchester County T. B. Association	1,082.53

- Item 11. A. Salary, Deputy Sheriffs (to be appointed by Sheriff of Dorchester County) 3 @ \$300.00 each per month\$ 10,800.00
- B. Law Enforcement, Sheriff's Office 600.00
- C. Vocational Agricultural Program 850.00
- D. Rent, School Lunch Warehouse 300.00
- E. Rent, Summerville Magistrate 300.00
- F. Travel, County Service Officer 600.00
- G. Town of Harleyville Law Enforcement 1,800.00
- H. Town of Ridgeville Law Enforcement 600.00
- I. Town of Reevesville Law Enforcement 300.00
- Item 12. Contingent Fund \$ 20,000.00
- The above amount is hereby appropriated to meet any unforeseen contingencies, which may arise during the year in the operation of the county government. The same shall be expended upon the written authorization of the Legislative Delegation for Dorchester County, directed to the Chairman of the Board of Directors and Treasurer of the said County.
- A. For Dorchester County Circulating Library... 3,600.00
- The above amount, together with the amount of money heretofore appropriated for Dorchester County circulating Library, to be expended by the County Board of Directors upon the written approval of the Legislative Delegation for Dorchester County.
- B. Dorchester County Development Board, expenses 2,000.00
- Item 13. Bonded Indebtedness:
- (1) The necessary amount is hereby appropriated to meet the payment of principal and interest maturing during the fiscal year beginning July 1, 1960, and ending June 30, 1961, on all bond issues and other indebtedness now outstanding against the County of Dorchester.
- (2) The County Treasurer is hereby empowered to borrow for county purposes during the fiscal year beginning July 1, 1960 and ending June

30, 1961, to the extent of the tax levy and any other income or revenue of the said county, if so much be necessary, upon his note or notes, and is empowered to pledge as security for such money borrowed and interest thereon, the taxes of the year 1960, together with any other income or revenue of said county for the fiscal year 1960-1961.

- (3) The County Auditor and County Treasurer are hereby required and authorized to collect three dollars per head from all persons liable for road work commutation tax.
- (4) All drafts and warrants issued by the County Board of Directors upon the County Treasurer for the period beginning July 1, 1959 and ending June 30, 1960, the payment of which was authorized by the Dorchester County Delegation to the General Assembly, are hereby approved and confirmed.

SECTION 2. In case of a vacancy by death, resignation or otherwise in the office of any magistrate, constable or other officer of Dorchester County the salary, expenses and other emoluments shall only be paid to a successor who has been recommended for appointment by the Senator and the member of the House of Representatives from Dorchester County.

SECTION 3. The Treasurer of Dorchester County is hereby authorized and empowered to borrow such sum or sums of money as may be necessary for the operating expenses for Dorchester County for the fiscal year beginning July 1, 1960, and ending June 30, 1961, and to pledge as security for the payment of any sum or sums borrowed under this authorization any part or all of the bonds or other securities held and owned by the county. The securities herein authorized to be pledged are in addition to the tax levy pledged and/or authorized to be pledged in this supply act.

Such notes as have been given by the county treasurer or chairman of the county board of directors for the county hospital and other county purposes, payable during the calendar years of 1960 and 1961, are hereby validated and declared legal in all respects.

The following notes given by Dorchester County for the purposes enumerated are hereby declared to be valid and legal in all respects:

- (1) Note to the Farmers and Merchants Bank, St. George, S. C. dated November 14, 1959 due August 15, 1960 in the amount of \$5,177.09. This note was for Dorchester County Hospital purposes.
- (2) Note to the Farmers and Merchants Bank, St. George, S. C. (Jeff Hunt Machinery Company), dated January 23, 1960 in the amount of \$8,343.74. One half of this note \$4,171.87 is due July 23, 1960 and the other half on July 23, 1961. This note was for the purchase of road machinery.
- (3) Note to the Farmers and Merchants Bank, St. George, S. C. (Jeff Hunt Machinery Company), dated November 4, 1959 in the amount of \$14,420.00 due July 1, 1960. This note was for the purchase of a caterpillar motor grader.
- (4) Note payable to Jeff Hunt Machinery Company in the sum of \$11,600.00, with interest, with the sum of \$5,800.00 being due July 1, 1960 and the final installment of \$5,800.00 payable July 1, 1961.

The Auditor of Dorchester County is hereby directed to levy and the Treasurer to collect such tax as is necessary to meet the installments, plus interest, of the notes prescribed in this section as the same become due.

SECTION 4. Upon the written approval of the Legislative Delegation for Dorchester County, the Trustees of each of the School Districts of Dorchester County are hereby authorized and empowered to borrow such sums of money as are necessary for the operating expenses of the said schools for the 1960-1961 school year and to pledge as security for the payment of any sum or sums borrowed under this authorization the taxes levied upon said school districts for general operating expenses for the school year 1960-1961.

SECTION 5. All bills presented to the county board of directors of said county shall be itemized.

SECTION 6. The purchase of any materials or supplies for any county officials or agents of Dorchester County in excess of one hundred dollars must be first approved by the county board of directors.

SECTION 7. Appropriations for State Aid for Teachers' Salaries, and all other school district, county and State appropriations for the operation of the public school system, shall cease and become inoperative for any school from which, and for any school to which, any pupil may transfer pursuant to, or in consequence of, an order of any court, for the time that the pupil shall attend a school other than the school to which he was assigned before the issuance of such court order.

SECTION 8. Notwithstanding any provisions of Act No. 485 of 1949 to the contrary, all persons sentenced to the public works of Dorchester County shall be subject to the sole jurisdiction of the county board of directors and subject to their orders, care and keeping.

SECTION 9. All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R806, H2453)

No. 998

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes Of Dorchester County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide For The Expenditure Thereof; To Provide For The Borrowing Of Money To Pay The Costs Thereof And To Provide For The Levying And Collection Of Taxes To Pay Loans Made Thereunder; To Validate Outstanding Obligations Against The County; And To Repeal An Act Of The General Assembly Of 1960 Bearing Ratification No. 725; And To Authorize School Districts To Borrow Such Funds As Are Necessary For Their Operation.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following sums of money, if so much be necessary, be, and the same are hereby appropriated for the purposes herein set forth for the County of Dorchester for the fiscal year beginning July 1, 1960, and ending June 30, 1961, and the Auditor of Dorches-

ter County is hereby authorized to levy and the treasurer to collect upon all of the taxable property in said county, a tax sufficient to defray the same, after deducting all other available income and revenue.

Item 1. Roads and Bridges—Convicts and Maintenance
of road organization and road equipment\$ 62,000.00

Item 2. Salaries:

Clerk of Court	\$ 1,500.00
Clerical Help to Clerk of Court	2,400.00
Clerk in Clerk of Court's Office	2,400.00
Sheriff	3,600.00
Expenses—Sheriff	900.00
Clerical Help to Sheriff	2,400.00
Deputy Sheriff and Jailor	1,200.00
County Treasurer	964.12
Clerk Hire to Treasurer	2,400.00
Clerk Hire to Auditor	2,400.00
County Auditor	964.12
Tax Collector	1,800.00
Clerk to Tax Collector	1,200.00
Legal Advice	500.00
Coroner	600.00
Janitor—Courthouse	1,500.00
Janitor—AAA Office	120.00
Chairman County Board of Directors	2,400.00
Expenses, Chairman County Board of Directors	600.00
Four (4) County Directors @ \$720.00 each	2,880.00
Clerk to County Board of Directors	2,400.00
Judge of Probate and Master	2,000.00
Clerk, Probate Judge and Service Officer	2,400.00
Magistrates and Constables:	
St. George Magistrate	1,200.00
St. George Constable	1,200.00
Ridgeville Magistrate	600.00
Ridgeville Constable	600.00
Harleyville Magistrate	600.00
Harleyville Constable	600.00
Reevesville Magistrate	600.00
Reevesville Constable	600.00
Summerville Magistrate	1,200.00

	Summerville Constable	1,200.00
	Assistance to Solicitor—First Judicial Circuit..	200.00
Item 3.	County Boards:	
	A. Board of Education (Seven Members)	2,100.00
	B. Board of Registration (3) \$100.00 per month until December 1, 1960	1,500.00
	C. Clerk of Registration Board, \$100.00 per month until December 1, 1960	500.00
	D. Board of Assessors	2,700.00
	E. Board of Health	5,000.00
	The above amount to be expended, if so much be necessary, by the County Board of Health for office equipment, office supplies, biologicals, of- fice rent, heat, lights, water, salaries and for such other purposes as may appear necessary upon written approval of the Dorchester County Leg- islative Delegation.	
	F. Forfeited Land Commissioners (2)	1,200.00
Item 4.	Jail Expenses, including dieting prisoners, \$1.25 per day	\$ 7,000.00
	Supplies for Jail	200.00
Item 5.	Jurors and Witnesses	\$ 2,400.00
	<i>Provided</i> , that all jurors shall be paid \$5.00 for each day's attendance at court.	
Item 6.	Charities:	
	A. Dorchester County Hospital	\$ 35,000.00
Item 7.	Post Mortems and Lunacy	\$ 1,000.00
Item 8.	Charges for water, fuel, lights and insurance for Courthouse and Jail, the county buildings.....	2,400.00
Item 9.	Printing, postage and stationery (this amount shall be expended by the County Board of Di- rectors to pay for printing, postage and station- ery for all county officials)	\$ 2,000.00
Item 10.	Miscellaneous:	
	A. Bonds, Premiums for County Officials	\$ 750.00
	B. Expenses, County Attendance Officer	300.00
	C. Expenses, Probation Officer	300.00

D. For telephone, Courthouse, Jail and Department of Public Welfare Office (including long distance messages in official capacity only)	1,600.00
E. For medical attention to prisoners in jail	500.00
F. For Courthouse Improvements and equipment, if so much be necessary	250.00
G. Vital Statistics	650.00
H. Expenses for Registrars of Vital Statistics	400.00
I. Office Rent for County Agents	720.00
J. Expenses, School Lunch Supervisor	300.00
J-1. Expenses, Director, Department of Public Welfare	900.00
J-2. Expenses, visitors, Department of Public Welfare	1,800.00
J-3. Expenses, Board Members, Department of Public Welfare; <i>provided</i> , members attend meetings of Board	900.00
J-4. Emergency Relief, Department of Public Welfare	2,000.00
J-5. Office supplies, Department of Public Welfare	50.00
K. Office rent for Farm Security Administration	420.00
L. To County Agent for 4-H Club Work	200.00
M. Demonstration Supplies for Home Agent	75.00
M-1. Women's Home Demonstration Work	50.00
M-2. Negro Home Agent, Salary and Travel	720.00
M-3. S. C. Department of Public Welfare, Supplemental Stenographer	132.00
N. County Board of Education Fund	500.00
This fund to be expended by the County Board of Education with the written approval of the Legislative Delegation for high school tuition and any emergencies which may arise.	
N-1. Future Farmers of America, Chapters for Summerville, St. George and Harleyville	250.00
O. Dorchester Tuberculosis Association	1,600.00
P. Insurance, County Building	806.40
Q. Office rent, heat, lights, water, telephone, janitor service, ice, Department of Public Welfare Office	1,080.00
R. Office rent, Superintendent of Education	240.00

S. Salary—St. George Librarian	480.00
T. Salary—Clerk, Home Demonstration Agent ..	960.00
T-1. Payment on X-ray Equipment, County Health Department	224.83
U. Timrod Literary and Library Association	2,000.00
V. Premium, South Carolina Industrial Commis- sion	2,240.71
W. Harleyville and Ridgeville Public Libraries (\$50.00 each)	100.00
X. National Guard Company Maintenance Fund..	1,000.00
Y. General Electric Company, X-ray Dorchester County T. B. Association	1,082.53
Item 11. A. Salary, Deputy Sheriffs (to be appointed by Sheriff of Dorchester County) 3 @ \$300.00 each per month	\$ 10,800.00
B. Law Enforcement, Sheriff's Office	600.00
C. Vocational Agricultural Program	850.00
D. Rent, School Lunch Warehouse	300.00
E. Rent, Summerville Magistrate	300.00
F. Travel, County Service Officer	600.00
G. Town of Harleyville Law Enforcement	1,800.00
H. Town of Ridgeville Law Enforcement	600.00
I. Town of Reevesville Law Enforcement	300.00
Item 12. Contingent Fund	\$ 20,000.00
The above amount is hereby appropriated to meet any unforeseen contingencies, which may arise during the year in the operation of the County government. The same shall be ex- pended upon the written authorization of the Legislative Delegation for Dorchester County, directed to the Chairman of the Board of Direc- tors and Treasurer of the said County.	
A. For Dorchester County Circulating Library...	3,600.00
The above amount, together with the amount of money heretofore appropriated for Dorchester County Circulating Library, to be expended by the County Board of Directors upon the writ- ten approval of the Legislative Delegation for Dorchester County.	

B. Dorchester County Development Board, expenses	2,000.00
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Item 13. Bonded Indebtedness:

- (1) The necessary amount is hereby appropriated to meet the payment of principal and interest maturing during the fiscal year beginning July 1, 1960, and ending June 30, 1961, on all bond issues and other indebtedness now outstanding against the County of Dorchester.
- (2) The County Treasurer is hereby empowered to borrow for county purposes during the fiscal year beginning July 1, 1960, and ending June 30, 1961, to the extent of the tax levy and other income or revenue of the said county, if so much be necessary, upon his note or notes, and is empowered to pledge as security for such money borrowed and interest thereon, the taxes of the year 1960, together with any other income or revenue of said county for the fiscal year 1960-1961.
- (3) The County Auditor and County Treasurer are hereby required and authorized to collect three dollars per head from all persons liable for road work commutation tax.
- (4) All drafts and warrants issued by the County Board of Directors upon the County Treasurer for the period beginning July 1, 1959, and ending June 30, 1960, the payment of which was authorized by the Dorchester County Delegation to the General Assembly, are hereby approved and confirmed.

SECTION 2. In case of a vacancy by death, resignation or otherwise in the office of any magistrate, constable or other officer of Dorchester County the salary, expenses and other emoluments shall only be paid to a successor who has been recommended for appointment by the Senator and the member of the House of Representatives from Dorchester County.

SECTION 3. The Treasurer of Dorchester County is hereby authorized and empowered to borrow such sum or sums of money as

may be necessary for the operating expenses for Dorchester County for the fiscal year beginning July 1, 1960, and ending June 30, 1961, and to pledge as security for the payment of any sum or sums borrowed under this authorization any part or all of the bonds or other securities held and owned by the county. The securities herein authorized to be pledged are in addition to the tax levy pledged and/or authorized to be pledged in this supply act.

The following notes given by Dorchester County for the purposes enumerated are hereby declared to be valid and legal in all respects:

- (1) Note to the Farmers and Merchants Bank, St. George, S. C. dated November 14, 1959, due August 15, 1960, in the amount of \$5,177.09. This note was for Dorchester County Hospital purposes.
- (2) Note to the Farmers and Merchants Bank, St. George, S. C. (Jeff Hunt Machinery Company), dated January 23, 1960, in the amount of \$8,343.74. One-half of this note \$4,171.87 is due July 23, 1960. and the other half on July 23, 1961.
This note was for the purchase of road machinery.
- (3) Note to the Farmers and Merchants Bank, St. George, S. C. (Jeff Hunt Machinery Company), dated November 4, 1959, in the amount of \$14,420.00 due July 1, 1960. This note was for purchase of a caterpillar motor grader.
- (4) Note payable to Jeff Hunt Machinery Company in the sum of \$11,600.00, with interest, with the sum of \$5,800.00 being due July 1, 1960, and the final installment of \$5,800.00 payable July 1, 1961.

Such other notes as have been given by the county treasurer or chairman of the county board of directors for the county hospital and other county purposes, payable during the calendar years of 1960 and 1961, also are hereby validated and declared legal in all respects.

The Auditor of Dorchester County is hereby directed to levy and the Treasurer to collect such tax as is necessary to meet the installments, plus interest, of the notes prescribed in this section as the same become due.

SECTION 4. Upon the written approval of the Legislative Delegation for Dorchester County, the Trustees of each of the School Districts of Dorchester County are hereby authorized and empowered to borrow such sums of money as are necessary for the operating expenses of the said schools for the 1960-1961 school year and to pledge

as security for the payment of any sum or sums borrowed under this authorization the taxes levied upon said school districts for general operating expenses for the school year 1960-1961.

SECTION 5. All bills presented to the county board of directors of said county shall be itemized.

SECTION 6. The purchase of any materials or supplies for any county officials or agents of Dorchester County in excess of one hundred dollars must be first approved by the county board of directors.

SECTION 7. Appropriations for State Aid for Teachers' Salaries, and all other school district, county and State appropriations for the operation of the public school system, shall cease and become inoperative for any school from which, and for any school to which, any pupil may transfer pursuant to, or in consequence of, an order of any court, for the time that the pupil shall attend a school other than the school to which he was assigned before the issuance of such court order.

SECTION 8. Notwithstanding any provisions of Act No. 485 of 1949 to the contrary, all persons sentenced to the public works of Dorchester County shall be subject to the sole jurisdiction of the county board of directors and subject to their orders, care and keeping.

SECTION 9. An act of the General Assembly of 1960, bearing Ratification Number 725, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 10. This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

An Act To Authorize And Empower The Board Of Trustees Of The School District Of Edgefield County To Issue Not Exceeding Two Hundred And Fifty Thousand Dollars Of General Obligation Bonds Of The School District Of Edgefield County, If The Election Required By This Act Shall Result Favorably; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Such Proceeds May Be

Expended And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds that the Board of Trustees of the School District of Edgefield County (a school district comprised of all of Edgefield County and being coextensive therewith) contemplates the construction of a new high school building, to be located on a tract of land belonging to the school district, and located approximately equi-distant from the Towns of Edgefield and Johnston, and that if such high school building is constructed, the Board of Trustees of the School District of Edgefield County (hereafter called "school trustees") will thereupon cease to operate the existing Edgefield High School and the existing Johnston High School. The General Assembly finds that the construction and equipping of a new high school building so located, and of sufficient size to care for the needs of those who would have otherwise attended the existing Edgefield High School and the existing Johnston High School, will require an expenditure of two hundred and fifty thousand dollars in addition to funds otherwise available to the school district. It has determined that if such sum is to be raised, it should be through the issuance of general obligation bonds of the School District of Edgefield County, payable from ad valorem taxes levied upon all taxable property therein. It has therefore enacted this act to provide a method of determining if a majority of the qualified electors of the school district, who may vote at the election hereafter required, wish to effect the construction of the new high school building, whose cost to the extent of two hundred and fifty thousand dollars will be financed by the issuance of general obligation bonds of the School District of Edgefield County.

SECTION 2. Issue bonds if election favorable.—If the election required by this act shall result favorably to the issuance of the bonds authorized by this act, then in such event, the school trustees shall be authorized and empowered to issue and sell, either as a single issue or from time to time as several separate issues, not exceeding two hundred and fifty thousand dollars of general obligation bonds of the School District of Edgefield County.

SECTION 3. Conduct of election.—Not later than six months from the effective date of this act, an election shall be held on a date to

be fixed by the school trustees, in order to determine if the school trustees shall be empowered to issue bonds under this act to the extent herein provided. The Commissioners of Election for Edgefield County shall conduct the election and except as otherwise provided in this act, the election shall be conducted in accordance with the provisions of the South Carolina Election Law, Title 23, Volume 3, Code of Laws of South Carolina, 1952, as amended, and all persons resident in the district and qualified to vote under the Constitution and laws of the State shall be permitted to vote.

SECTION 4. Question.—The question submitted to the qualified electors in the election shall be substantially in the following form:

“Shall the Board of Trustees of the School District of Edgefield County be empowered to issue general obligation bonds of the School District of Edgefield County in the aggregate principal amount of not exceeding two hundred and fifty thousand dollars, whose proceeds shall be used to meet a portion of the costs of constructing and equipping a new high school building at a site approximately equi-distant between the Towns of Edgefield and Johnston, and which high school building, upon completion, will supplant the existing Edgefield High School and Johnston High School?”

The question shall be followed by the words

Yes

No

and with suitable instructions to those voting indicating that those who favor the construction of a new high school building and the issuance of bonds to defray a portion of the costs shall deposit a ballot with the word “No” stricken through, while those who oppose the construction of a new high school building and the issuance of bonds to defray a portion of the costs shall deposit a ballot with the word “Yes” stricken through.

SECTION 5. Polling places.—A polling place for voting in the election shall be located in each voting precinct of Edgefield County.

SECTION 6. Notice.—Notice of the holding of such election shall be given by the Commissioners of Election for Edgefield County by publication thereof in a newspaper published in Edgefield County at least twice. The first advertisement shall appear not less than fifteen days prior to the date of the election and the second publication shall ap-

pear not more than ten days prior to such occasion. Such notice shall state:

1. The date on which the election is to be held;
2. The location of the several polling places;
3. The qualifications that are applicable to voting;
4. The amount of bonds to be issued; and
5. The purpose for which the proceeds of the bonds are to be expended.

The notice shall also state that it is the present intention of the school trustees to utilize the proposed high school building in such a way as to supplant the existing Edgefield High School and the existing Johnston High School, which schools shall thereafter no longer function as high schools.

SECTION 7. Results.—As soon as convenient following the election, the Commissioners of Election for Edgefield County shall render a return of the results of the election to the school trustees, and the school trustees shall by resolution declare such results. The school trustees shall provide for the filing of a certified copy of such resolution declaring such results in the office of the Clerk of Court for Edgefield County and in the office of the Secretary of State. In such event neither the results of such election as declared by the aforesaid resolution, nor the manner of holding the election shall be open to question except by a suit or proceedings instituted within thirty days from the date of the filing of such certified copy of such resolution.

SECTION 8. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the school trustees shall provide for, except that the first maturing bonds of any issue shall mature within three years from the date as of which they shall be issued; not less than three per cent of any issue shall mature in any year; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 9. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the school trustees, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 10. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Edgefield County, upon such conditions as the school trustees may prescribe. Except when so registered, all bonds issued pursuant to this act, shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 11. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the school trustees shall provide.

SECTION 12. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the school trustees.

SECTION 13. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the school trustees shall by resolution prescribe.

SECTION 14. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 15. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the School District of Edgefield County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Edgefield County, and collected by the Treasurer of Edgefield County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 16. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 17. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Edgefield County, to be deposited in a Bond Account Fund for the school district, and shall be expended and made use of by the school trustees as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and to pay costs to be incurred in the constructing and equipping of a new high school building to be located at the place hereinbefore referred to.

(d) If any balance remain, the same shall be held by the Treasurer of Edgefield County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 18. Powers of trustees.—The powers and authorizations hereby conferred upon the school trustees shall be in addition to all other powers and authorizations previously vested in the school trustees.

SECTION 19. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 20. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R720, H2315)

No. 1000

An Act To Authorize The Board Of Trustees Of The School District Of Fairfield County To Issue Not Exceeding One Hundred Seventy-Five Thousand Dollars Of General Obligation Bonds Of The School District; To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended; And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that the School District of Fairfield County has need for further school facilities in order to accommodate the increasing number of pupils attending the public schools of the district and for the consolidation of some of the schools in the district. It has therefore determined to authorize the Trustees of the School District of Fairfield County to provide for further school facilities through the construction and equipping of buildings and the renovation and improvements of existing buildings to the extent of one hundred seventy-five thousand dollars.

SECTION 2. School District of Fairfield County may acquire school facilities.—The trustees are hereby empowered to acquire such further school facilities as may be procured through the issuance and sale of the bonds hereby authorized and through such other funds available to the school district, and are empowered to construct and equip new school buildings, and to improve, enlarge and re-equip existing school buildings, and the building now under construction.

SECTION 3. Issue bonds—proceeds.—In order to obtain funds for the purposes above set forth the trustees are hereby authorized and empowered to issue not exceeding one hundred seventy-five thousand dollars of general obligation bonds of the School District of Fairfield County. The proceeds derived from the sale of any bond issued pursuant to this act shall be paid to the Treasurer of Fairfield County to be deposited in a bond account fund for the School District of Fairfield County, and shall be expended and made use of by the trustees of the school district as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) The remaining proceeds, including any premium, shall be used to defray the costs of issuing the bonds and to provide further school facilities as provided herein.

SECTION 4. Maturity — redemption — interest — dates.—The bonds may be issued as a single issue, or from time to time as several separate issues, in the discretion of the trustees. All bonds shall mature serially in successive annual installments of such amounts as may be determined by the trustees, except that the maturity date of the last installment of any bonds issued hereunder shall fall due not later than fifteen years from the date such bonds bear,

and the first maturity date may be postponed not more than three years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the trustees, contain a provision permitting its redemption prior to its stated maturity at such redemption premium as the trustees may determine, payable on such occasions as the trustees shall determine, but the average rate of interest for any issue of bonds sold pursuant to the authorization of this act shall not exceed four and one-half per cent. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Fairfield County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the trustees may prescribe. They shall bear such date or dates and be payable at such places as the trustees may likewise prescribe.

SECTION 5. Execution.—The bonds and interest coupons there-to attached shall be executed in such manner as the trustees shall prescribe.

SECTION 6. Sale.—The bonds shall be sold by the trustees at not less than par and accrued interest to the date of their respective deliveries, at public sale, and, at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina.

SECTION 7. Exempt from taxes.—The bonds and all interest to become due thereon shall have the tax exempt status as prescribed by Act No. 730, Acts of 1952.

SECTION 8. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the School District of Fairfield County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Fairfield County, and collected by the Treasurer of Fairfield County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in the school district, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary.

SECTION 9. Action required of trustees may be taken at any board meeting.—Any action required by the trustees may be taken at any meeting of the trustees, regular or special, and at such meeting a majority of the members of the board of trustees shall constitute a quorum for the purpose of adopting a resolution making provision for the issuance of bonds pursuant to this act, awarding the sale of such bonds, or taking any other action permitted or required of the trustees by the provisions of this act.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R1089, S755)

No. 1001

An Act To Close A Portion Of Maple Street In Fairfield County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield County—portion of Maple Street closed.—That portion of Maple Street in Fairfield County, known as S 20-95, from the intersection of Sixth Street and running north approximately 1,680 ft. to the intersection of an unnamed and unpaved road, shall be closed.

SECTION 2. Title to property.—The title to that portion of Maple Street so closed shall vest in the United States Rubber Company, from whose predecessor this property was acquired.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1092, S754)

No. 1002

An Act To Ratify A Certain Deed From Fairfield School District 16 To The Town Of Ridgeway In Fairfield County; And To Ratify A Certain Deed From The Town Of Ridgeway To The Ridgeway Garden Club.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deed from Fairfield School District 16 to Town of Ridgeway ratified.—That deed to certain real property from Fairfield School District 16 to the Town of Ridgeway in Fairfield County is ratified and the Town of Ridgeway is conclusively presumed to have taken a fee simple absolute title in such property. This being deed dated May 24, 1950 and recorded in the office of Clerk of Court for Fairfield County in Deed Book "CG" at page 43.

SECTION 2. Deed from Town of Ridgeway to Ridgeway Garden Club ratified.—The deed to that certain parcel of land from the Town of Ridgeway in Fairfield County to the Ridgeway Garden Club is ratified and the Ridgeway Garden Club is conclusively presumed to have taken a fee simple absolute title in such property. This being deed dated September 20, 1955 and recorded in the Office of Clerk of Court for Fairfield County in Deed Book "CN" at page 347.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1127, H2604)

No. 1003

An Act Authorizing Fairfield County To Execute A Note In The Amount Of Eleven Thousand Dollars To Dr. C. S. McCants, Which Represents The Amount Still Due For The Purchase By The County Of Certain Property.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield County may execute note to Dr. McCants.—Fairfield County is hereby authorized to execute its note

in the amount of eleven thousand dollars payable to Dr. C. S. McCants, which note shall represent the amount still due the payee on account of the purchase of certain property sold to the county, located on Washington Street in Winnsboro. The note shall bear interest at the rate of five per cent per annum and shall be payable in three equal successive annual installments, including interest, with the first installment to be payable one year from the date of its execution. The note shall be executed by the Chairman of the Board of Commissioners of Fairfield County and the county treasurer.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1173, H2644)

No. 1004

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes And For Support Of The County Chain Gang For Fairfield County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of eleven mills, if so much be necessary, is levied upon all the taxable property in the County of Fairfield for the fiscal year beginning July 1, 1960, and ending June 30, 1961, which, together with the other county income, shall be used to pay the expenses of operating the county as provided herein. All county property must be marked as property of Fairfield County.

SECTION 1-A. The auditor is directed to levy and the treasurer to collect a tax of one mill on all taxable property in the County of Fairfield to be credited to the Fairfield Memorial Hospital operating fund. This to be in addition to the levy that might be directed by the Hospital Board.

Item 1. Roads and Bridges:\$ 65,000.00

Provided, that all goods and supplies purchased by the board of county commissioners for the county must not be bought other than by competitive bids and, further, that all equipment and supplies exceeding \$400.00 shall be advertised in the newspaper published in the county. *Provided*, however, in cases of emergency where repair parts are necessary to restore county-owned motor vehicles and road machinery to operation, such parts may be purchased by the board of county commissioners or the supervisor without first obtaining such bid or bids. *Provided*, further, that no road machinery or equipment shall be purchased or disposed of without the written consent of the legislative delegation. That under the direction of the Board of County Commissioners of Fairfield County, the county supervisor shall devote his entire time to the construction, maintenance and repairs of the roads and bridges of the county.

Provided, further, that all county road machinery and county trucks and motor vehicles shall be plainly marked with letters of substantial size on both sides of the vehicles as follows: "Property of Fairfield County."

Provided, further, that no more than one-half the above amount may be expended or obligated to be spent prior to January 1, 1961.

Item 2. Salaries:

Clerk of Court\$ 1,850.00

For use by clerk of court in keeping courthouse yards and grounds 50.00

The clerk of court shall be the custodian of the yards and grounds of the courthouse and is charged with the duty of keeping same properly planted and landscaped. He may call upon the supervisor for labor and assistance in this work when deemed necessary.

Clerk hire for Court 600.00

Sheriff	4,600.00
<i>Provided</i> , that the sheriff shall be the custodian of gas, oil, tires and equipment purchased by the county, including automobiles which shall be purchased for use of sheriff's office and rural police. The jailer shall be the dispenser of the supplies and shall keep records of the supplies and materials dispensed, so as to indicate mileage, dates and amounts, and the jailer shall perform these duties under the direction of the sheriff.	
Jailers	3,795.00
<i>Provided</i> , the sheriff shall designate the number of jailers, their hours and compensation.	
Uniforms for Jailer (1/12 monthly)	150.00
<i>Provided</i> , that the insignia of the office shall be affixed upon such uniforms.	
<i>Provided</i> , further, that the jailer shall be a competent, able-bodied person and fully capable of performing the duties of his office.	
<i>Provided</i> , further, that the jailer shall furnish the usual surety bond required of other county police officers.	
<i>Provided</i> , that the jailer shall be a person qualified to operate the station radio and keep adequate and proper records concerning operation of radio and the dispensing of supplies and materials to county officers' vehicles.	
Clerk to Sheriff	2,500.00
<i>Provided</i> , that the clerk shall operate the base radio in conjunction with the jailer during office hours, in addition to his other duties.	
<i>Provided</i> , the clerk to the sheriff is hereby charged with the duties as caretaker of the courthouse and shall be furnished two prisoners to assist him in this work; <i>provided</i> , that the janitor of the courthouse may also be designated as janitor of the County Library Building.	
The County Board of Commissioners, for operation of the tax collector's office and for the payment of salaries, current expenses and such	

stenographic or clerical hire as the commission may deem necessary, with the clerk to receive not less than \$40.00 per week	5,100.00
Travel for Tax Collector	800.00
Clerk to Clerk of Court	2,650.00
Clerk to Probate Judge	825.00
Deputy Sheriffs, 3 @ \$3,600.00 each	10,800.00
<i>Provided</i> , that one of the deputies shall be stationed at and shall have his primary duties at the Winnsboro Mill Village community, and such deputy shall be assigned a county-owned police car.	
Rural Police, 2 @ \$3,600.00 each	7,200.00
Uniforms for Deputies and Rural Police, same to be purchased by Rural Police Commission, not to exceed	900.00
Auditor—to receive a portion of his salary from State funds	1,270.00
Travel for Auditor	250.00
Auditor—Clerk Hire	2,650.00
<i>Provided</i> , clerk to Auditor shall be full time.	
Treasurer—to receive a portion of his salary from State funds	1,270.00
Travel for Treasurer	250.00
Clerk to Treasurer	2,000.00
Attorney	550.00
Coroner	1,100.00
Travel for Coroner	150.00
Supervisor	3,250.00
Clerk—Board of County Commissioners	3,000.00
Travel expenses for clerk to Board of County Commissioners	300.00
Clerk for additional work with Retirement Records, Social Security and Hospitalization Insurance	660.00
Stenographer to County Agent	500.00
Stenographer to Home Demonstration Agent ..	70.00
Judge of Probate	1,650.00
Secretary to Delegation	550.00

- Item 3. Expenses of County Officers:
- | | |
|---|-------------|
| Supervisor's car and travel expense | \$ 1,350.00 |
| The School Lunch Supervisor and Attendance Teachers shall be under the supervision and control of the Board of Education. | |
| County Board of Commissioners | 2,520.00 |
| Travel for Board of Commissioners—\$5.00 per month | 300.00 |
| <i>Provided</i> , that the Chairman of the Board of Commissioners shall receive six hundred dollars per year, and each commissioner four hundred eighty dollars per year. | |
- Item 4. Insurance Fund\$ 4,000.00
- The above amount shall be appropriated from the general fund of Fairfield County and transferred to an account designated as "Insurance Fund" to be held by the county treasurer. The county treasurer is directed to maintain this fund in a separate account and add to it at the end of each fiscal year any unexpended balance under this item remaining at that time. The county treasurer, upon the approval of the county attorney, is authorized to invest this fund in securities which are approved under the law of this State for investment of trust funds or funds held by fiduciaries. This fund shall be held to satisfy legal claims against Fairfield County arising out of or through liability incurred by Fairfield County resulting from the operation of Fairfield County controlled motor vehicles. The Fairfield County Board of Commissioners is hereby authorized to pay all liability claims incurred by Fairfield County, when approved first by the county attorney, or to satisfy a judgment rendered by a court of competent jurisdiction against Fairfield County arising out of the operation of Fairfield County-owned motor vehicles. A full accident report shall be made immediately to the county attorney and the County Board of Commissioners by the head of every depart-

ment or county official whenever any motor vehicle under county control, operated by his department, shall be involved in an accident involving any personal injury or damage to property.

Provided, further, that the treasurer shall be and is authorized to borrow from this fund to meet general county expenses pending the collection of taxes, and after the collection of taxes, if such money be needed.

Item 5.	County Health Unit	\$ 4,700.00
Item 6.	Magistrates	\$ 6,600.00
	Eight Constables for Magistrates—\$200.00 each	1,600.00
	Extra Constables for work with sheriff's office at his request	1,000.00
Item 7.	County Boards:	
	Board of Equalization	\$ 700.00
Item 8.	Jail Expenses	\$ 4,000.00
Item 9.	Jurors and Witnesses and Court Expenses	\$ 4,500.00
	Court Crier shall receive \$7.00 per day.	
Item 10.	Post Mortems, Inquests and Lunacies	\$ 700.00
	<i>Provided</i> , that inquests shall be held upon a written request of three reputable citizens and the request shall be filed with the coroner, or if in judgment of the coroner an inquest is justified or needed.	
	<i>Provided</i> , that coroner's jurors shall receive \$1.00 per day.	
Item 11.	Public buildings, including water, fuel, lights and insurance	\$ 13,500.00
	Workmen's Compensation premium shall be paid from this appropriation.	
Item 12.	Printing, Postage and Stationery	\$ 3,000.00
	<i>Provided</i> , printing, postage and stationery for the Board of Education and school use shall be paid for by the Board of Education out of the board's funds.	
Item 13.	Farm and Home Demonstration	\$ 500.00
	County 4-H Club Work	200.00

County Farm Demonstration and 4-H Club Work (colored)		300.00
Item 14. Home Demonstration Work (colored)	\$	400.00
Item 15. Fingerprinting and Law Enforcement	\$	50.00
Item 16. Janitor for courthouse	\$	900.00
The janitor shall be hired by and shall be under the supervision and control of the clerk to the sheriff (caretaker of the courthouse).		
Item 17. Janitor for County Library	\$	300.00
Item 18. Future Farmers of America, Livestock Show ..	\$	350.00
Item 19. Armory maintenance	\$	600.00
Item 20. For supplies and maintenance of county-owned vehicles used in law enforcement		4,500.00
<i>Provided</i> , the above sum shall be paid upon ap- proval of the sheriff. The County Rural Police Commission shall secure bids by public notice and shall be responsible for purchasing such sup- plies and equipment.		
Item 21. Board of Public Welfare	\$	1,000.00
<i>Provided</i> , that this sum shall be paid to the Director of the Board of Public Welfare for use in extreme emergencies, and for indigent cases involving out-of-county hospitalization and medi- cines and paupers' burial.		
Item 21-A. The County Board of Public Welfare is hereby authorized and directed to expend the following appropriation for supplemental salaries for the director and employees of the Welfare Depart- ment	\$	2,000.00
Item 21-B. Members of the Board of Public Welfare for Fairfield County shall receive \$5.00 per meeting for each meeting attended	\$	200.00
Item 22. Rural Police Commission	\$	75.00
<i>Provided</i> , that each commissioner who shall at- tend a regular meeting of the commission, or a special meeting of the commission, shall receive \$5.00 for such attendance. The appropriation set forth above shall be solely for the \$5.00 attend- ance and paid only to those members in attend- ance at such meeting.		

Item 23. Magistrate Jurors (\$1.00 per day)	\$ 200.00
Item 24. Fairfield Chamber of Commerce	\$ 1,500.00
<i>Provided</i> , the sum herein appropriated shall be used for advertising of Fairfield County and the solicitation of industry to locate in Fairfield County, and for research, planning and development of the county.	
Item 30. Service Officer's Office	
\$3,900.00 of the appropriation hereinbelow provided for shall be paid by the State and the remainder from County Funds.	
Service Officer—Salary	\$ 2,650.00
Mileage	1,000.00
Clerk to Service Officer	1,750.00
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Total for Office	\$ 5,400.00
The expenses of this office, other than travel and salaries, shall be paid out of Item 11.	
Appropriation from County Funds for above ..	\$ 1,500.00
Item 31. Hospitalization Insurance—County employees ..	\$ 4,000.00
Item 32. County Agent, Salary Supplement	\$ 150.00
Assistant County Agent, Salary Supplement ...	150.00
Item 33. For costs and investigations to encourage new industry for the county, to be expended upon the approval of the entire delegation	\$ 1,000.00
<hr/>	
TOTAL	\$194,635.00

SECTION 1-B. A tax of two mills is levied upon all the taxable property in the County of Fairfield for the fiscal year beginning July 1, 1960, and ending June 30, 1961, to be collected and paid over to the Fairfield County Board of Education to be applied to the retirement of bonded debt.

SECTION 2. So much of the amount hereinabove appropriated for the County Health Unit under Item 5 shall be expended as may be necessary to meet the requirements established under the State Appropriations Act for Health Department work. This fund shall be expended under the following provisions: *Provided*, that the physician to be employed shall be a graduate of a regular medical college and skilled in hygiene and sanitary science, the physician shall be

designated County Health Officer, and shall perform all such duties as may be imposed upon him by the sanitary laws of the State and shall discharge all the duties of County Physician; and that a trained public nurse shall be employed who shall devote her whole time to public works in Fairfield County, and such other workers as may be found necessary and desirable to properly carry out a public health program; *provided*, however, that as far as possible a medical inspection of all school children in Fairfield County shall be made by the physician in charge and that all trustees and principals shall give every assistance in carrying out this program; *provided*, further, that this appropriation is contingent upon the full compliance with this section.

SECTION 3. The salaries of the magistrates in the various districts for the fiscal year beginning July 1, 1960, and ending June 30, 1961, are hereby fixed as follows:

Magistrates at Winnsboro and Winnsboro Mills, twelve hundred and one thousand dollars, respectively, per year;

Magistrates at Ridgeway, Mitford, Jenkinsville and Greenbrier, eight hundred dollars;

Magistrates at Feasterville and Jackson Creek, six hundred dollars each.

SECTION 4. All warrants drawn on county funds shall specify on what fund they are drawn, and no warrant shall be drawn on any fund other than specified in this act.

SECTION 5. The Sheriff of Fairfield County shall receive not exceeding one dollar and ten cents each per day for dieting prisoners. The sheriff shall be allowed a turnkey fee of fifty cents per prisoner actually committed to and confined within the jail. *Provided*, that in the case of all temporary prisoners committed by the Town of Winnsboro, the turnkey fee shall be paid by the town.

SECTION 6. All funds now in the hands of the treasurer and all funds that may come into his hands during the year 1960-1961, and monies in the hands of the treasurer received by the collection of tax executions during the year 1960-1961 are hereby transferred and made a part of the contingent fund. All funds of the county on hand July 1, 1960, by reason of unexpended balance of appropriations for the period ending June 30, 1961, are likewise made a part of the contingent fund. No part of the contingent fund shall be spent except

on an order or orders signed by the Senator and the other member of the Legislative Delegation of Fairfield County. Approval of such appropriations shall be made only at a meeting of the entire legislative delegation. *Provided*, however, in the event there is an absence of either the Senator or the House Member, then the other member of the delegation is authorized to approve such appropriation. At least one such meeting shall be held once each calendar month.

SECTION 7. The county board of commissioners is hereby directed to assume the office of Budget Officer for Fairfield County as part of their duties as county commissioners, and they are hereby authorized to reduce the appropriations for the various items in this act whenever they see that the revenue will not be available to meet the required appropriations.

SECTION 8. The sum of five hundred dollars shall be placed to the credit of the Farm Demonstration Agent, to be used by him for prizes for the boys' and girls' clubs, and to be divided between such annually. He is directed to file at the end of the year with the county board of commissioners a statement showing how such funds are expended. The appropriation hereinbefore provided for prizes for the Future Farmers of America Livestock Show shall be withdrawn only on proper request submitted to and approved by the County Farm Demonstration Agent, who shall file at the end of each year with the county board of commissioners an itemized statement showing how such funds were expended.

SECTION 9. In the event the clerk of court or judge of probate should have, in their official capacity, any funds which have been unclaimed for as long as seven years, they are hereby authorized to pay the same over to the county treasurer, taking his receipt for the same. The county treasurer shall deposit any amount so received as a part of the fund for ordinary county purposes.

SECTION 10. The county board of commissioners shall fix the salary of the superintendent of the county chain gang, to be paid out of the appropriation for Item 1, and all chain gang employees likewise shall have their salaries set by the board.

SECTION 11. All orders or warrants upon the county treasurer in the payment of approved claims shall be signed by the chairman of the board of county commissioners, attested by the clerk of the board.

SECTION 12. There is hereby levied a tax of one mill upon all of the taxable property in the county, the proceeds of which are to be used for the operation and maintenance of the Fairfield County Library. The auditor of the county is directed to levy, and the treasurer to collect, such tax, in like manner as other taxes are collected.

SECTION 13. The county board of commissioners, out of the appropriations for public buildings and insurance, shall draw a warrant in favor of the caretaker of the courthouse for twenty dollars, the sum to be used by him as a petty cash fund to buy minor supplies, the fund to be accounted for by him to the county board.

SECTION 14. The full-time clerks for the offices of the county auditor and treasurer, as herein provided, shall be competent persons and capable of carrying on the duties of each office in the absence of the auditor and treasurer.

SECTION 15. The treasurer is hereby authorized and directed to place all taxes which were collected for purposes set forth in Section 15 of the 1952 Fairfield County Appropriation Act into the general fund, and is further directed to place any such taxes which might hereinafter be collected for the funds, which taxes are now all delinquent, into the general fund upon their collection.

SECTION 16. The county, or any subdivision thereof, or any person purchasing on behalf of the county, shall not buy any item over one hundred dollars without first receiving competitive bids and, in the event the item shall cost more than four hundred dollars, request for bids shall be advertised in the newspaper published in the county; *provided*, however, that if the item to be purchased is the only one of its kind and there are no competitive sellers or manufacturers, then advertisement shall not be necessary.

SECTION 17. Before any carnival, road show or circus shall be allowed to operate or set up for operation in the County of Fairfield, they shall pay a license fee to the Clerk of Court for Fairfield County in the amount of one hundred twenty-five dollars a week, or, on a daily basis, the sum of twenty-five dollars. *Provided*, however, that such must be sponsored by a recognized civic organization. In the absence of such payment, the carnival, road show or circus shall not be allowed to set up in the county. *Provided*, further, that no carnival, road show or circus shall be allowed to operate that is accompanied by

fortune-tellers, or any games of chance. The clerk shall turn over the license fee so collected to the treasurer who shall credit same to the general fund.

SECTION 18. The treasurer is hereby authorized and directed to pay from the general fund of the county to any insurance company selected by the county board of commissioners, and approved by the county attorney, for the purpose of hospitalization and life insurance policies for county employees, not to exceed the amount appropriated in Item 31.

SECTION 19. The hawkers' and peddler's license for nonresidents, as required by law, to do business in Fairfield County shall be as follows:

Those selling, or offering for sale, furniture	\$200.00;
Those selling dry goods	150.00;
Those selling jewelry and novelties	100.00;
Those picking up laundry	25.00; and
Those picking up dry cleaning	25.00;

provided, that if this service is not available by or through a local laundry or dry cleaning establishment, this license shall not be required. Neither shall the license be required where laundry and dry cleaning are left with a resident storekeeper or agent to be picked up.

All other licenses shall be \$25.00, except ice delivery.

Provided, that licenses shall be from July first of a year to July first of the following year. The licenses now in effect shall be effective until they expire, at which time the clerk shall charge a pro rata license fee until the following July first if renewal is applied for. The clerk shall issue new applications until the following July first on a pro rata cost basis, and all renewals of licenses shall be from July first to July first after the initial application is made.

Provided, further, that the penalty for violation of this section shall be as prescribed by general law of this State relating to hawkers and peddlers.

The fees required herein shall be paid to the Clerk of Court of Fairfield County and shall be turned over to the Treasurer of Fairfield County for deposit to the general fund of the county.

SECTION 20. *Provided*, that if the revenue forthcoming from all sources to the County of Fairfield be inadequate to finance the obligations of the county, then, upon approval of the delegation, the

Treasurer of Fairfield County shall be empowered to borrow up to \$40,000.00, to be repaid within three years upon such terms and at such rate as may be best obtained.

SECTION 21. All acts or parts of acts inconsistent herewith are repealed.

SECTION 22. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1174, H2645)

No. 1005

An Act To Authorize Fairfield County To Purchase Real Estate And Erect Thereon An Auxiliary Health Unit In The Town Of Ridgeway.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Fairfield County may purchase property for health unit in Town of Ridgeway.—Fairfield County is hereby authorized to purchase the necessary real estate and construct thereon an auxiliary health unit building in the Town of Ridgeway. The total cost of acquisition of the land and construction of the building shall not exceed four thousand dollars. Expenses incurred in carrying out the provisions of this act shall be paid by the county treasurer from the general fund upon vouchers signed by the county health officer.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R592, H1891)

No. 1006

An Act To Prescribe The Method Of Execution Of Certain Deeds Of Conveyance By The Florence-Darlington Tuberculosis

Sanatorium And To Validate Certain Deeds Previously Executed By The Florence-Darlington Tuberculosis Sanatorium.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Deeds of Florence-Darlington Tuberculosis Sanatorium validated.—All deeds of conveyance of real estate by the Florence-Darlington Tuberculosis Sanatorium to any political subdivision of this State, or to any agency of this State or of any such subdivision, heretofore or subsequently executed by a majority of the members serving on the governing body of the Florence-Darlington Tuberculosis Sanatorium are hereby declared valid and binding conveyances.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R631, S448)

No. 1007

An Act To Create The Lynches Lake-Camp Branch Watershed Conservation District In Florence County; To Provide For The Election Of Its Directors And To Define Their Powers And Duties; And To Provide For A Tax Levy To Defray The Cost Of Organizing And Administering The District And For The Construction, Operation And Maintenance Of The Improvements To Be Provided Within The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Florence County—Lynches Lake-Camp Branch Watershed Conservation District may be formed.—Authority is hereby granted to form the Lynches Lake-Camp Branch Watershed Conservation District in Florence County for the purpose of developing and executing plans and programs relating to any phase of the control and prevention of soil erosion, flood prevention, or the conservation, development, utilization and disposal of water.

SECTION 2. Area.—The area embraced in the district must be contiguous and drain naturally into Camp Branch, Cypress Swamp, Two Mile Branch, Spring Run Branch, and Lynches Lake terminating at the intersection of Singletary Swamp and Lynches Lake. The area shall not include lands located within the boundary of any incorporated city or town, lands not included within a soil conservation district, or lands embraced in another watershed conservation district.

SECTION 3. Petition for formation.—Formation of the district shall be initiated by the filing of a petition with the board of supervisors of the soil conservation district within the proposed conservation district. The petition must be signed by twenty-five or more freeholders in the proposed district. If there are less than fifty landowners within the proposed district, then a majority of the landowners may file a petition with the board asking that a watershed conservation district be organized to function in the area described in the petition. The petition shall set forth and define the boundaries of the proposed district, the number of acres involved, reasons for requesting the creation of the district and any other information pertinent to the proposal.

SECTION 4. Hearing on petition.—(a) Within thirty days after the petition has been filed with the board of supervisors of the soil conservation district, it shall cause due notice to be given of a hearing upon the question of the desirability and necessity, in the interest of the public health, safety, and welfare, of the creation of the watershed conservation district. All interested parties shall have the right to attend the hearing and to be heard. If it shall appear at the hearing that other lands should be included in the petition or that lands included in the petition should be excluded, the board of supervisors may permit such inclusion or exclusion, provided the land area involved still meets the requirements of Section 2 of this act.

(b) If it appears upon the hearing that it may be desirable to include within the proposed watershed conservation district territory outside of the area within which due notice of the hearing has been given, the hearing shall be adjourned and due notice of a further hearing shall be given throughout the entire area considered for inclusion in the proposed watershed conservation district, and such further hearing shall be held. After final hearing, if the board of supervisors of the soil conservation district determines, upon the facts presented at the hearing and upon other available information,

that there is need, in the interest of the public health, safety, and welfare, for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination, and shall define the area but the description need not be given by metes and bounds but the description shall be deemed sufficient if generally accurate and the approximate number of acres of land included in the proposed watershed conservation district is shown.

(c) If the board of supervisors of the soil conservation district determines after such hearing that there is no need for a watershed conservation district to function in the territory considered at the hearing, it shall make and record such determination and shall deny the petition.

SECTION 5. Referendum.—After the board of supervisors has determined that there is need, in the interest of the public health, safety and welfare, for creation of the proposed watershed conservation district, it shall consider the question whether the operation of a district within the proposed boundaries with the power conferred upon such district in Section 9 of this act is administratively practicable and feasible. To assist the board of supervisors in this determination the board shall, within a reasonable time after entry of the finding that there is need for the organization of the district and the determination of the boundaries of the district, hold a referendum within the proposed district upon the proposition of the creation of the district. Due notice of the referendum shall be by notice published at least twice with an interval of at least one week between the two publication dates, in a publication of general circulation within the appropriate area or, if no such publication of general circulation be available, notices shall be posted at a reasonable number of conspicuous places in the appropriate area. These notices shall be posted at public places where it is customary to post notices concerning county or municipal affairs generally. Such notices shall state the date of holding the referendum, the hours of opening and closing the polls, and shall designate one or more places within the proposed district as polling places. The board shall have full charge of the election and shall have suitable ballots printed and furnished to each voting place, appoint necessary box managers and other election officials, and shall canvass the election and announce the results. Cost of holding the referendum shall be paid from the General Fund of Florence County.

SECTION 6. Question.—The question to be voted on shall be submitted by ballots upon which appear the words:

“For the creation of the Lynches Lake-Camp Branch Watershed Conservation District”

“Against the creation of the Lynches Lake-Camp Branch Watershed Conservation district”

A square shall follow each proposition. The ballot shall also contain a direction to insert an “X” mark in the square following one or the other of the propositions, as the voter may favor or oppose creation of the district. The ballot shall set forth the boundaries of the proposed district as determined by the board of supervisors. Only owners of lands lying within the boundaries of the territory, as determined by such board, shall be eligible to vote in the referendum. Qualified voters may vote by absentee ballot in such referendum under rules and regulations prescribed by the board of supervisors.

SECTION 7. Results—district to be created if results and determinations favorable.—The votes shall be counted by the referendum officials at the close of the polls and a report of the results along with the ballots shall be delivered and certified to the board of supervisors. Thereafter the board shall determine whether the operation of the watershed conservation district within the defined boundaries is administratively practicable and feasible. If the board determines that the operation of such district is not administratively practicable and feasible, it shall record such determination and deny the petition. If the board determines that the operation of such district is administratively practicable and feasible, it shall record such determination and shall proceed with the organization of the district in the manner hereinafter set forth; *provided*, however, that the board shall not have authority to determine that the operation of such district is administratively practicable and feasible unless at least a two-thirds majority of the votes cast in the referendum upon the proposition of the creation of such district shall have been cast in favor of the creation of such district. If the board shall determine that the operation of such district is administratively practicable and feasible, it shall certify such determination to the Clerk of Court of Florence County and to the Secretary of State. Upon this certification, the watershed conservation district shall constitute a governmental subdivision of this State and a public body corporate and politic. After being recorded, such certification shall be filed with the State Soil Conservation Committee.

SECTION 8. Board of directors to govern district—nominating petitions — election — ballots — terms — officers — bond of

treasurer.—(a) The governing body of the watershed conservation district shall consist of five directors, elected as provided herein.

(b) Within thirty days after the watershed conservation district has been created, nominating petitions may be filed with the board of supervisors of the soil conservation district to nominate candidates for directors of the watershed conservation district. No nominating petition shall be accepted by the board of supervisors unless it is signed by twenty-five or more landowners within the watershed conservation district, or, if less than fifty landowners are involved, by a majority of such landowners. If the candidates nominated do not exceed the number of directors to be chosen, the board of supervisors shall declare them to be elected. No person shall be eligible to be a director who is not a landowner in that portion of the watershed conservation district within the soil conservation district in which he seeks election.

(c) If the candidates nominated for directors of the watershed conservation district exceed the number of directors to be chosen, the board of supervisors of the soil conservation district shall, after having given due notice thereof, cause an election to be held within the watershed conservation district within a reasonable time after the expiration of the thirty day period for the election of five directors of the watershed conservation district. The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing a watershed conservation district, shall apply insofar as practicable to the election of the directors. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any five names to indicate the voter's preference. All landowners within the watershed conservation district shall be eligible to vote in the election. Only landowners shall be eligible to vote. The five candidates who shall receive the largest number respectively of the votes cast in such election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the supervision of the board of supervisors of the soil conservation district, be the governing body of the watershed conservation district.

(d) Of the directors first elected, the two receiving the largest number of votes shall serve for terms of four years, the two receiving

the next largest number of votes shall serve for terms of three years, and the one receiving the next largest number of votes shall serve for a term of two years. The term of office of each of their successors shall be four years.

(e) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. Such bond shall be executed by a surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on such bond shall be paid by the watershed conservation district.

SECTION 9. District to be body corporate—powers and duties.—The watershed conservation district shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and such district and the directors thereof shall, subject to the approval of the board of supervisors, have the following powers, in addition to others granted in other sections of this act:

(a) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Chapter 2 of Title 25, Code of Laws of South Carolina, 1952, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(b) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or convenient for the performance of any of the operations authorized by this act;

(c) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of the district, and if promissory notes are issued, to execute such mortgages on any property owned by the district, or assign or pledge such revenues or assessments of the district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds as provided in Section 10 of this act;

(d) To levy an annual tax on the real property within the district subject to the limitations as provided in Section 12 of this act for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district. Such levy shall be made only after approval by the board of supervisors of the soil conservation district, by notifying the county auditor.

SECTION 10. Issuance of bonds—referendum on.—(a) Bonds authorized by Section 9 of this act shall not be issued until proposed by order or resolution of the directors of the watershed conservation district, specifying the purpose for which the funds are to be used and the proposed undertaking, the amount of bonds to be issued, the rate of interest they are to bear, and the amount of any necessary tax levy in excess of the maximum authorized in Section 12 of this act. A copy of the order or resolution shall be certified to the board of supervisors of the soil conservation district.

(b) The board of supervisors shall hold a hearing on such proposal after having given due notice. If it appears that the proposal is within the scope and purpose of this act and meets all other requirements of the law, the proposal shall be submitted to the landowners of the district by a referendum held by the board of supervisors.

(c) The same provisions as to notice, qualifications of voters, absentee voting, and manner of holding the referendum in organizing a watershed conservation district shall apply to the referendum held under this section.

(d) If two-thirds of the votes cast in the referendum favor the proposal, the directors shall, with the approval of the board of supervisors, be authorized to issue the bonds.

SECTION 11. Compensation.—The directors of the watershed conservation district shall receive no compensation for their services, but they may be reimbursed for expenses, including traveling expenses, necessarily incurred in the performance of their duties, as approved by the board of supervisors of the soil conservation district.

SECTION 12. Budget—tax levy.—Within the first quarter of each calendar year, the directors of the watershed conservation district shall prepare an itemized budget of the funds needed for administration of the watershed conservation district and for construction, operation and maintenance of works of improvement. After approval of such budget by the board of supervisors of the soil conservation district,

the county auditor shall levy a tax sufficient to meet such budget on all real property within the watershed conservation district of not to exceed five mills on each dollar of assessed valuation, except that this limitation shall not apply to any levy necessary to provide a sinking fund for the retirement of bonds authorized by Section 10 of this act. A copy of the budget shall be certified to the Auditor of Florence County.

SECTION 13. List of landowners and acres subject to assessment.—(a) The directors of the watershed conservation district with the assistance of the county auditor shall prepare a list of the landowners in each county involved showing the number of acres subject to assessment.

(b) When the property tax rolls are delivered to the county treasurer by the auditor, as required by law, the treasurer shall compute the tax due the watershed conservation district from each landowner in accordance with the rate fixed by the directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills.

SECTION 14. Collection of taxes.—(a) The county treasurer shall collect the taxes due the watershed conservation district at the same time and in the same manner as he collects other taxes of the county.

(b) Such taxes shall be subject to the same due and delinquency dates, discounts, penalties and interest as are applied to the collection of county taxes.

SECTION 15. Expenditures.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of the funds shall be made by the directors of the watershed conservation district with the approval of the board of supervisors of the soil conservation district.

SECTION 16. Petition to have lands detached.—The owner or owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district may petition the board of supervisors of the soil conservation district to have such lands detached. The petition shall describe the lands and state the reasons why they should be detached. A hearing shall be held by the board of supervisors within thirty days after the petition is filed. Due notice of such hearing shall be given by the board of supervisors. If

it is determined by the board of supervisors that the lands should be detached, its determination shall be certified to the Auditor of Florence County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee.

SECTION 17. Petition for discontinuance of district—hearing—referendum—discontinuance if election and determination favorable.—(a) At any time after five years after the organization of the watershed conservation district, twenty-five or more landowners within the district, or if less than fifty landowners are involved, a majority of the landowners, may file a petition with the board of supervisors of the soil conservation district asking that the existence of the watershed conservation district be discontinued. The petition shall state the reasons for discontinuance, and that all obligations of the watershed conservation district have been met. The board of supervisors may conduct such hearings upon the petition as may be necessary to assist it in the consideration thereof.

(b) Within sixty days after the petition has been filed with the board of supervisors it shall give due notice of the holding of a referendum. The board of supervisors shall hold such referendum substantially as provided for in Section 10 of this act. The question shall be submitted by ballots upon which the words “For terminating the existence of the Lynches Lake-Camp Branch Watershed Conservation District” and “Against terminating the existence of the Lynches Lake-Camp Branch Watershed Conservation District” shall be printed, with a square before each proposition and a direction to insert an “X” mark in the square before one or the other of the propositions as the voter may favor or oppose the discontinuance of the watershed conservation district. All landowners within the watershed conservation district shall be eligible to vote in the referendum. Only landowners shall be eligible to vote. No informality in the conduct of the referendum or in any matters relating thereto shall invalidate the referendum or the results thereof if notice thereof shall have been given substantially as herein provided and the referendum shall have been fairly conducted.

(c) The board of supervisors shall publish the results of the referendum and shall thereafter determine whether the continued operation of the watershed conservation district is administratively practicable and feasible. If the board of supervisors determines that the continued operation of the watershed conservation district is administratively

practicable and feasible, it shall record such determination and deny the petition. If the board of supervisors determines that the continued operation of the watershed conservation district is not administratively practicable and feasible, it shall record such determination and shall certify its determination to the directors of the watershed conservation district; *provided*, the board of supervisors shall not be authorized to determine that the continued operation of the watershed conservation district is administratively practicable and feasible unless at least a majority of the votes cast in the referendum shall have been cast in favor of the continuance of the watershed conservation district.

(d) Upon receipt from the board of supervisors of a certification that it has determined that the continued operation of the watershed conservation district is not administratively practicable and feasible, the directors shall forthwith proceed to terminate the affairs of the watershed conservation district. A copy of the determination shall be certified to the Auditor of Florence County for recording. After being recorded, the certification shall be filed with the State Soil Conservation Committee and the Secretary of State.

SECTION 18. Supervisory authority if soil conservation district discontinued.—If any soil conservation district in which any part of a watershed conservation district is situated is discontinued, all supervisory authority over the affairs of the watershed conservation district which was previously exercised by the board of supervisors of such soil conservation district shall thereafter be exercised by the governing body of Florence County.

SECTION 19. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 20. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of March, 1960.

An Act To Appropriate The Sum Of Twenty-Five Hundred Dollars From The General Fund Of Florence County For The Purpose Of Draining The Delmae Heights School Yard And Adjacent Area In Florence County, And To Appropriate The Sum

Of Three Hundred Dollars For The Purchase Of An Adding Machine For The Office Of Master.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Florence County—appropriation for drainage of school property.—There is hereby appropriated from the General Fund of Florence County the sum of twenty-five hundred dollars for the purpose of draining the Delmae Heights School yard and adjacent area in School District No. 1 in Florence County; *provided*, that such appropriation shall not become effective until such time as the trustees of School District No. 1 in Florence County shall appropriate the sum of fifteen hundred dollars for the same purpose.

SECTION 2. Appropriation for adding machine for master-in-equity.—There is hereby appropriated from the General Funds of Florence County the sum of three hundred (\$300.00) dollars for the purpose of purchasing an adding machine for use in the office of the Master-in-Equity for Florence County. Any portion of the above appropriated funds not used for the purchase of such adding machine shall revert to the General Funds of Florence County.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R767, H2324)

No. 1009

An Act To Authorize The Board Of Trustees Of School District No. 5 Of Florence County To Borrow A Sum Not Exceeding Twenty Thousand Dollars From The Division Of Sinking Funds And Property For School Purposes, And To Provide For Repayment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Florence County School District 5 may borrow money.—The Board of Trustees of School District No. 5 of Florence County may borrow from the Division of Sinking Funds and

Property of South Carolina a sum not to exceed twenty thousand dollars which shall be used for school purposes. The amount borrowed shall be evidenced by a note to be executed by each of the members of the board of trustees of School District No. 5 which shall bear interest not to exceed four per cent per annum. The principal and interest shall be payable in five annual installments and under such terms and conditions as may be agreed upon between the parties. The Auditor of Florence County is directed to levy and the Treasurer of the county is directed to collect a tax on all of the taxable property in School District No. 5 to pay both the principal and interest on each installment as it becomes due.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R904, H2396)

No. 1010

An Act To Appropriate The Sum Of Seventy-Two Thousand Nine Hundred Twenty-Four Dollars To Be Used For School Purposes In Florence County For The Fiscal Year 1960-1961; To Provide For A Tax Levy To Raise Such Sum; To Authorize The County Board Of Education To Borrow Money In Anticipation Of This Tax Levy; To Require School Trustees To Prepare A Budget Of School Expenses, And To Prohibit Expenditures In Excess Of Such Budgets.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The sum of seventy-two thousand nine hundred twenty-four dollars is hereby appropriated for educational purposes for Florence County for the fiscal year 1960-1961, and a tax of three and one-half mills to raise that sum is hereby levied upon all taxable property of Florence County which sum shall be expended for the following purposes:

Item 1.	Textbooks	\$ 41,614.00
Item II.	Circulating Library	5,200.00

Item III.	Supplies	500.00
Item IV.	County Board Expense	1,500.00
Item V.	County Superintendent's Office	5,700.00
Item VI.	County Superintendent	3,750.00
Item VII.	Caterers	11,160.00
Item VIII.	Hot Lunches—Needy Cases	3,500.00
Total		\$ 72,924.00

SECTION 2. In order to carry out the purposes of this act and for the operation of schools in Florence County, the board of education for the county is authorized to borrow such sum of money as may be necessary, the amount not to exceed fifty per cent of the taxes pledged for the payment thereof, and shall have the power to pledge any part or all of the school taxes levied in Florence County as security therefor. In the event it becomes necessary to borrow money for these purposes, the county board shall award the loan or loans to the lowest bona fide bidder, after first advertising for bids by notice published in one or more newspapers having circulation in Florence County for at least ten days prior to awarding such bids, and after giving written notice to all banks in Florence County of the terms and conditions under which bids shall be received. The proceeds of any loan so obtained shall be deposited with the successful bidder; *provided*, the successful bidder shall be an incorporated bank within the County of Florence and shall provide the county treasurer collateral for the same as provided by the county appropriation act.

SECTION 3. The boards of trustees of the various school districts in Florence County shall, on or before the first day of June each year, prepare a budget showing in detail the items of proposed expenditures for the schools in their respective districts for the next ensuing year and file the same with the board of education for the county for its examination and approval. No budget shall be approved by the County board of education in excess of the revenues provided for the operation of the schools in any such school district and no claim against any such district shall be approved for payment by the county superintendent of education in excess of funds on the approved budget. The county board of education has the authority to spend for the good of the schools any unallocated funds in the county board or any accumulation of funds under any item of Section 1 of this act.

SECTION 4. This act is intended to be in addition to, and not in conflict with, any of the provisions of the Annual County Appropriation Act of Florence County for the fiscal year 1960-1961.

SECTION 5. All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R948, H2471)

No. 1011

An Act To Authorize The Trustees Of Lake City School District No. 3 And The County Treasurer Of Florence County To Borrow A Sum Of Money Not Exceeding Ninety Thousand Dollars For The Purpose Of Constructing A School Cafeteria And Additional Classrooms And To Provide For The Repayment Of Such Indebtedness.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Trustees of Lake City School District 3 and Treasurer of Florence County may borrow money—issue notes—interest—when payable.—The Trustees of Lake City School District No. 3 of Florence County and the Treasurer of Florence County are hereby authorized to borrow not exceeding ninety thousand dollars for the purpose of constructing a school cafeteria and additional classrooms. The amount borrowed shall be evidenced by a note or notes executed by each trustee and the county treasurer, bearing interest not to exceed three and one-half per cent per annum, and payable within ten years from the date of the note unless sooner paid.

SECTION 2. Tax levy for payment.—There is hereby levied solely for the repayment of the indebtedness hereby authorized an annual tax upon all of the taxable property of Lake City School District No. 3, in such amount and of such duration as is necessary, to retire the indebtedness plus interest within a period of ten years. It shall be the duty of the Auditor of Florence County to levy such tax and the duty of the Treasurer of the county to collect the tax so levied as other taxes are now collected by law.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R:002, S725)

No. 1012

An Act To Amend Act 414 Of 1959 Relating To The Lower Florence County Hospital District, So As To Delete Therefrom The Provisions For Petitions And Referendums For Inclusion In The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 414 of 1959, amended—the Lower Florence County Hospital District created—area.—Section 1 of Act 414 of 1959 is amended by striking the proviso so that when amended the section shall read as follows:

“Section 1. There is hereby created in Florence County a hospital district to be known as “The Lower Florence County Hospital District” which shall include the area situate south of Lynch’s River in Florence County.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1058, H2584)

No. 1013

An Act To Make Appropriations For Ordinary County Purposes For Florence County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961; To Provide For The Expenditure Thereof And To Levy A Tax For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :
SECTION 1. The following sums of money are hereby appropriated for the purposes herein set forth for the County of Florence for the period beginning July 1, 1960, and ending June 30, 1961, inclusive, and the Auditor of Florence County is hereby authorized to levy and the Treasurer to collect for the calendar year 1960 upon all the taxable property in the county a tax of sixteen and one-half mills to defray the same:

Item 1. Roads, Bridges and Chain Gang:

(a) Gasoline, fuel, fuel oil, oil and grease	\$ 25,000.00
(b) Labor	66,400.00
(c) Food and clothing	50,000.00
<i>Provided</i> , that this amount shall be disbursed in twelve equal monthly installments of \$4,166.66 each, upon approval of the Legislative Delegation.	
(d) Supplies, lumber, hardware, repairs, electricity, telephone and incidentals	20,000.00
<i>Provided</i> , that this amount shall be disbursed in twelve equal monthly installments of \$1,666.66 each, upon approval of the Legislative Delegation.	
(e) Hospitalization, drugs, medicines, special medical treatment and veterinarian	2,500.00
(f) County Physician	1,800.00
(g) Custodian of the records of the County Chain Gang to be assigned such other duties as the County Legislative Delegation may desire performed	2,400.00
<i>Provided</i> , that all payments from items (a) through (g), inclusive, shall be made by voucher and not by cash.	
(h) Repairs to Equipment	72,000.00
<i>Provided</i> , that this amount shall be disbursed in twelve equal monthly installments of \$6,000.00 each, upon approval of the Legislative Delegation.	
(i) Pipe for bridges	15,000.00
(j) New Equipment	30,000.00
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Total Item 1	\$285,100.00

Item 2. Governing Board:

(a) Chairman, Governing Board	\$ 1,650.00
(b) Six Members, Governing Board	7,920.00
(c) Expenses and mileage, Governing Board, Seven Members at \$75.00 per month	6,300.00
(d) Clerk to Board	2,820.00
(e) Asst. Clerk to Board	2,640.00
(f) County Manager	7,000.00
(g) County Attorney	2,000.00
(h) Courthouse, Heat, Light, etc.	8,000.00
(i) Courthouse Janitor	2,600.00
(j) Printing and Postage	6,800.00

Provided, that an itemized account of all expenditures from this item, showing the office to which paid, be kept and furnished to the Legislative Delegation each six months.

(k) Premium on Bonds	1,000.00
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Provided, that each magistrate, constable and deputy sheriff shall give a surety bond in the penal sum of not less than one thousand dollars, said undertakings to be approved by the governing board of the county, cost of said bonds to be borne by the above item of one thousand dollars.

(l) Miscellaneous Funds	6,800.00
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Provided, that an itemized account of all expenditures from this item, showing the office to which paid, be kept and furnished to the Legislative Delegation each six months.

(m) Secretary for Legislative Delegation	1,500.00
(n) Social Security Adm.	8,000.00
(o) S. C. Retirement System	13,000.00
(p) Office expense, Florence Magistrate	400.00
(q) Delegation office expense	200.00

Total Item 2\$ 78,630.00

Item 3. Sheriff's Office:

(a) Sheriff, Salary	7,000.00
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Provided, that the Deputies serving any civil process shall receive mileage fees paid therefor by parties securing service.

- (b) Radio Equipment and Maintenance, Sheriff's office 4,250.00
Provided, that the same shall be purchased from the State Purchasing Agent or State Highway Department if the price of either of these agencies is less than the price otherwise obtained.
- (c) Eight Deputy Sheriffs @ \$250.00 each per month 24,000.00
Provided, they shall cooperate in enforcing liquor laws.
- (d) Travel expenses, eight Deputies @ \$175.00 per month 16,800.00
- (e) Fingerprint Deputy 1,800.00
 He shall be under the control of the Sheriff of Florence County and the Chief of Police for the City of Florence.
- (f) Clerk to Sheriff 2,541.00
- (g) Office expense for Sheriff 600.00
- (h) Radio Maintenance 700.00
- (i) Radio Repairman 600.00

Total Item 3 \$ 58,291.00

Item 4. Treasurer's Office:

- (a) Treasurer, Salary \$ 3,300.00
Provided, that in addition thereto the Treasurer shall be entitled to fifty per cent of all monies received on account of tax executions.
- (b) Treasurer's Clerks (2) 5,100.00
- (c) Expenses, Mailing Tax Notices 3,200.00
- (d) Interest—Past Ind. Bonds 16,280.00
- (e) Interest—Courthouse Bonds 440.00
- (f) Courthouse Bonds 3,000.00

Total Item 4 \$ 31,320.00

Item 5. Magistrates:

- Magistrate—Florence \$ 3,900.00
- Clerk to Magistrate—Florence 2,400.00

Magistrate—Timmons ville	2,500.00
Magistrate—Lake City	2,500.00
Clerk	1,820.00
Magistrate—Pee Dee and Hannah	1,220.00
Magistrate—Evergreen	1,800.00
Magistrate—Olanta	2,500.00
Magistrate—Johnsonville	1,800.00
Magistrate—Pamplico	1,800.00
Magistrate—Coward	1,500.00

Total Item 5 \$ 23,740.00

Item 6. Constables:

Two Constables—Florence	\$ 6,000.00
Constable—Timmons ville	2,500.00
Constable—Pamplico	1,800.00
Constable—Olanta	2,500.00
Constable—Lake City	2,500.00
Constable—Evergreen	1,800.00
Constable—Johnsonville	1,800.00
Constable—Pee Dee and Hannah	1,220.00
Constable—Coward	1,500.00

Total Item 6 \$ 21,620.00

Item 7. Coroner's Office:

(a) Coroner, Salary	\$ 1,800.00
(b) Stenographic Assistance, Travel expenses to Coroner	1,800.00
(c) Coroner's expense for performance of autopsies only	1,000.00

Total Item 7 \$ 4,600.00

Item 8. Probate Judge's Office:

(a) Judge of Probate—Lunacy Examinations and Juvenile Cases	1,800.00
(b) Clerk to Probate Judge	2,910.00
(c) Juvenile Court Case Worker	2,310.00

Total Item 8 \$ 7,020.00

Item 9. Auditor's Office:

(a) Auditor, Salary	\$ 3,300.00
(b) Auditor's Clerks	5,400.00
(c) Additional Clerk for Auditor	2,100.00
(d) Extra Clerical Help, Auditor	1,000.00
(e) County Board of Equalization (\$10.00 per diem for each member)	3,000.00

Total Item 9 \$ 14,800.00

Item 10. County Jail:

(a) County Jailor	\$ 2,845.00
(b) Asst. County Jailor	2,970.00
(c) Jail—Dieting Prisoners	8,000.00

Total Item 10 \$ 13,815.00

Item 11. County Agent's Office:

(a) County Agent's Salary	\$ 1,200.00
(b) Expenses to Home Demonstration Agent	350.00
(c) Asst. Home Demonstration Agent	2,640.00
(d) 4-H Club Work	200.00
(e) J. H. A. (Junior Homemakers)	200.00
(f) Negro County Agent, Salary	462.00
(g) Negro Home Demonstration Agent	792.00
(h) Asst. Negro Home Demonstration Agent	2,400.00
(i) Secretary to serve four Negro County Agents ..	1,800.00
(j) 4-H Club activities for Negro County Agent ..	200.00
(k) Clerk to Farm Home Adm.	1,350.00
(l) Expense, Agricultural Building	3,000.00
The rents from the Agricultural Building to be applied on maintenance.	
(m) City County Agricultural Commission Inc. ...	2,000.00
(n) Negro County Agent, supplies	274.76
(o) Home Demonstration Agent, supplies	250.00

Total Item 11 \$ 17,118.76

Item 12. Charities:

(a) Public Welfare Board, Florence County	8,120.00
(b) Tubercular Hospital	44,000.00

Provided, that claims under this item shall be
paid monthly by the Governing Board upon cer-

tified itemized statement of the Hospital Board on the basis of actual cost per patient per day; *provided*, further, that the monthly total of claims paid shall not exceed one-twelfth of the total appropriations; *provided*, further, that no patient admitted from Florence and Darlington Counties shall be charged more than actual cost for X-rays or drugs administered.

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| (c) Drugs for T. B. Patients | 2,000.00 |
| <i>Provided</i> , that this sum shall be used for the purchase of drugs for the treatment of Florence County Charity Patients. | |
| (d) Charity Hospital Cases | 24,000.00 |
| <i>Provided</i> , that this amount shall be apportioned and disbursed in twelve monthly installments not to exceed two thousand dollars per installment upon approval of the Senator and a majority of the Legislative Delegation. | |
| <i>Provided</i> , that Florence County charity cases from T. B. Sanitorium undergoing operations in private hospitals shall be hospitalized out of this fund. | |
| <i>Provided</i> , further, that none of these funds shall be expended on cases outside of Florence County. | |
| <i>Provided</i> , that four thousand three hundred twenty dollars is to be used for administration at the rate of three hundred sixty dollars per month. | |
| (e) Medicine for Charity Cases to be disbursed upon recommendation of attending physician | 2,500.00 |
| (f) Salvation Army | 600.00 |
| (g) Foster Children's Home | 5,000.00 |
| (h) Foster Home, Negro Children | 3,600.00 |
| (i) Needy Orphan Children | 1,980.00 |

Total Item 12 \$ 91,800.00

- Item 13. (a) County Health Department \$ 39,378.00
- Provided*, this item is to be paid in monthly payments according to a schedule to be filed by the County Health Director, and approved by the Senator and a majority of the Legislative

Delegation in the office of the Governing Board.
Provided, that the County Health Director shall act with the County Physician in all lunacy examinations and shall administer and give all smallpox vaccinations and anti-typhoid serum in addition to all general duties of the County Health Director.

(b) Mental Health Clinic	10,078.90
<i>Provided</i> , that matching funds are supplied by the State of South Carolina, the Federal Government and Darlington County on the same ratio as in the past in an amount sufficient to demand this expenditure.	
(c) Health Clinic—Pamplico	350.00
(d) Construction of a Health Center at Lake City, which sum shall be immediately available, <i>provided</i> , matching Federal funds are obtained	2,500.00
(e) Maintenance and operation of Florence Health Center	3,000.00
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Total Item 13	\$ 55,306.90

Item 14. National Guard Units:

(a) Lake City National Guard	\$ 1,200.00
<i>Provided</i> , that two hundred dollars of the above appropriation shall be for use of Pamplico Platoon.	
(b) Florence National Guard	1,400.00
<i>Provided</i> , seven hundred dollars shall be paid to each unit in Florence.	
(c) Timmons ville National Guard	900.00
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Total Item 14	\$ 3,500.00

Item 15. Courts:

(a) County Court	\$ 8,500.00
(b) County Court Stenographer	2,640.00
(c) Civil Contingent Fund for County Court	100.00
(d) Jurors and Witnesses	16,000.00
(e) Expenses, Stenographer, Court of Common Pleas and General Sessions	400.00

(f) Vital Statistics	1,125.00
<i>Provided</i> , that the Clerk of Court shall receive from those applying for birth and death certificates the sum of fifty cents each as compensation for indexing and furnishing birth and death certificates.	
(g) Master in Equity	5,400.00
(h) Clerk	1,820.00
<i>Provided</i> , that the Master shall collect the fees and costs as now provided for, keep an account of all fees and costs, and on or before the tenth day of each calendar month he shall deliver an itemized statement of said collection to the County Treasurer, together with the payment to the Treasurer of fifty per cent of all fees, collected during the preceding calendar month.	
(i) Probation Officer	300.00
(j) Clerk to Probation Officer	300.00
(k) Phone for Probation Officer	100.00
(l) Expenses, Resident Circuit Judge	1,500.00
Total Item 15	\$ 38,185.00
Item 16. Secretary, County Service Officer	\$ 1,410.00
Total Item 16	\$ 1,410.00
Item 17. Expenses, County Service Officer	\$ 400.00
Total Item 17	\$ 400.00
Item 18. Election Commission	\$ 450.00
Total Item 18	\$ 450.00
<i>Provided</i> , this sum is to be paid for expenses and mileage and is to be paid quarterly.	
Item 19. Florence County Higher Education Commission	\$ 18,000.00
Total Item 19	\$ 18,000.00
Item 20. Florence County Historical Commission	\$ 7,500.00
Total Item 20	\$ 7,500.00

Item 21. County Recreation Department:	
(a) Director's Salary	\$ 4,800.00
(b) Travel	1,200.00
(c) Office Expense and Postage	310.00
(d) Officiating	125.00
(e) Program Supplies	1,500.00
(f) Program Activities	2,000.00
(g) Contingent Fund	65.00
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Total Item 21	\$ 10,000.00
Item 22. Insurance on County Employees	
	\$ 2,500.00
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Total Item 22	\$ 2,500.00
Item 23. Insurance on County Buildings	
	\$ 1,000.00
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Total Item 23	\$ 1,000.00
Item 24. Workmen's Compensation Premiums	
	\$ 2,605.00
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Total Item 24	\$ 2,605.00
Item 25. Annual audit of County	
	\$ 2,000.00
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Total Item 25	\$ 2,000.00
Item 26. Expenses for County Game Warden (to be dis-	
bursed at the rate of \$50.00 per month)	\$ 600.00
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Total, Item 26	\$ 600.00
Item 27. For purchase of lot on which Lake City Nation-	
al Guard Armory shall be constructed	\$ 2,200.00
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Total, Item 27	\$ 2,200.00
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GRAND TOTAL	\$793,511.66

SECTION 2. The Treasurer of Florence County is hereby authorized, empowered and directed to pay the funds hereinabove appropriated out of any available funds in hand or that may be collected.

SECTION 3. Such officers of the County of Florence as are charged with the expenditure or disbursement of the above appro-

priations shall state upon each warrant drawn upon the county treasurer the item in the Appropriation Act on account of which the warrant shall have been drawn and such disbursing officer shall not draw his warrant upon the county treasurer in any amounts singly or in the aggregate for more than has been appropriated for the specific purpose for which the warrant is drawn, except upon the written consent of all of the legislative delegation, and no warrant paid by the county treasurer shall be allowed as a credit to him in his settlement unless it conforms with the above requirements; *provided*, the Governing Board of Florence County is hereby authorized to borrow the funds hereinabove appropriated and pledge therefor the taxes to be collected for 1960. *Provided*, further, that upon any matter which the Governing Board of Florence County is required to act in connection with the county's business and affairs a majority of said board shall be sufficient.

SECTION 4. The governing board shall award this loan to the lowest bona fide bidder, advertising for open bids in one or more newspapers published in Florence County at least ten days prior to awarding bids, and at the same time notify each bank in Florence County in writing the terms and conditions under which the bids are received. The proceeds of this loan shall be deposited with the successful bidder; *provided*, the successful bidder is an incorporated bank within the County of Florence, South Carolina; *provided*, further, that before depositing any funds of the county in any bank or banks, such bank or banks shall secure the safe deposit of said funds by depositing with the county treasurer a trust receipt certifying that securities to the amount of such deposit or deposits have been duly set aside in some bank or trust company to be approved by the county board and are being held in trust for the County of Florence to secure the said deposit. *Provided*, further, that securities shall be bonds or obligations issued by the United States of America, the State of South Carolina, or some political or governmental subdivision thereof, either or both, or Federal Land Bank, or Joint Stock Land Banks, or Home Owners' Loan Bonds; *provided*, further, that the deposit so made and secured shall remain with the bank or banks receiving it until used for the purpose for which it was borrowed, and all other funds of the county not already pledged shall be deposited with such successful bidder or bidders.

SECTION 5. All road machinery, plows, equipment, and supplies to be purchased by the County of Florence from the funds herein appropriated shall be bought for the most economical price from the State Purchasing Agent or the State Highway Department or upon competitive sealed bids, after two weeks' advertisement for such bids in some newspaper best circulated to give notice to the trade, which advertisement shall designate the time and place at which the bids will be open, and the said bids shall be publicly opened at the time and place designated in the advertisement. *Provided, further,* that each member of the county delegation shall be notified by letter of the time and place of opening bids publicly.

SECTION 6. No purchase shall be made for Florence County of any kind whatsoever from any members of the governing board or legislative delegation, or any relative of any member of the governing board or legislative delegation within the sixth degree, nor shall any member of the governing board or legislative delegation, or person related to a member of the governing board or legislative delegation within the sixth degree, enter into any contract by or with the County of Florence.

SECTION 7. The Clerk of Court for Florence County shall record all tax titles made to the Forfeited Land Commission for Florence County from the delinquent tax collector and the auditor of the county shall record the transfer thereof without charge in part consideration of the compensation now received by these officers.

SECTION 8. All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

An Act To Empower The Town Council Of The Town Of Andrews In Georgetown County To Utilize The Refunding Act (Sections 1-681 To 1-699, Inclusive, Code Of Laws Of South

Carolina, 1952) To Refund Its Indebtedness Evidenced By Certain Certificates Of Indebtedness Dated As Of July 1, 1937.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—(1) The General Assembly finds that heretofore, as of July 1, 1937, the Town of Andrews, pursuant to a Decree of the United States District Court for the Eastern District of South Carolina, under the then effective provisions of an act known as the Municipal Bankruptcy Act, effected a composition with the holders of its bonded indebtedness, under the terms of which it issued new bonds maturing on July 1, 1960 for fifty per cent of its then bonded debt, and issued certificates of indebtedness of the tenor hereafter referred to, for the remaining fifty per cent of its debt. Such certificates required the Town of Andrews to issue additional three per cent bonds maturing after July 1, 1960, whenever the property assessments of the town covering new buildings or other new taxable properties, increased by twenty-five per cent, it being intended that the holder of each certificate should receive a bond for two hundred and fifty dollars for each twenty-five per cent increase over and above the 1937 assessment.

(2) The General Assembly finds that as of this date the Town of Andrews has outstanding bonds issued as aforesaid in the amount of twenty-four thousand five hundred dollars, and certificates aggregating slightly in excess of twenty-eight thousand dollars. Notwithstanding that the assessments of the Town of Andrews have shown an increase, no new bonds were issued.

(3) The General Assembly finds that the Town Council of the Town of Andrews has, or will have, on hand sufficient money to retire the outstanding bonds on July 1, 1960, but wishes to issue bonds to the extent necessary to convert the outstanding certificates into bonds of the tenor contemplated by the Decree of the United State District Court, and in such additional amount as will equitably reflect the sum due the holders of those certificates had bonds been issued on account of the certificates, in accordance with the original plan.

(4) The General Assembly finds that the Refunding Act (Sections 1-681 to 1-699, inclusive, Code of Laws of South Carolina, 1952), with minor variations, would provide an effective instrument for the implementation of the proposal, and has, therefore, determined

to authorize the Town Council of the Town of Andrews to avail itself of such provisions with the variations set forth in this act.

SECTION 2. Town of Andrews may issue Refunding Bonds.—

The Town Council of the Town of Andrews is authorized and empowered to issue Refunding Bonds of the tenor contemplated by the Refunding Act and exchange the same with the holders of the certificates of indebtedness now outstanding and which were issued pursuant to a Decree of the United States Court in the bankruptcy proceedings above referred to. Such bonds may be issued to the extent required to effect the payment of the face amount of such certificates, plus such further sum as, in the opinion of the Town Council of the Town of Andrews, should have been paid to the holders of said certificates by way of interest, had the said certificates been converted into bonds in accordance with the plan contemplated by the proceedings in the said cause. Such bonds may be issued to mature on a specified date, may be in wholly registered form, shall bear interest payable annually, and in the discretion of the town council, shall be subject to redemption in whole or in part on all interest payment dates.

SECTION 3. Application of Refunding Act.—Save and except, as herein modified, all other provisions of the Refunding Act shall be applicable to the undertaking herein authorized.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

An Act To Authorize The Governing Body Of The County Of Georgetown To Borrow Necessary Funds For The Operation Of The County Government Prior To July First Of Each Year, And To Authorize The Borrowing Of Fifteen Thousand Dollars To Assist In Establishing The Planning And Development Commission For Georgetown County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Georgetown County—may borrow money each year for operation of county.—The governing body of Georgetown County is authorized to borrow such sums as are necessary for the operation of the county government prior to July first of each fiscal year. *Provided*, such sums as are borrowed shall receive the prior approval of the legislative delegation from the county.

SECTION 2. May borrow money for Planning and Development Commission.—The governing body of Georgetown County is authorized to borrow the sum of fifteen thousand dollars which shall be matched by funds from the Town of Georgetown and the Town of Andrews to assist in the establishing of the Planning and Development Commission for Georgetown County.

SECTION 3. Payment.—Such sums as are authorized to be borrowed pursuant to the authority of this act shall be evidenced by notes signed by the Chairman of the governing body of the county and the treasurer of the county.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 30th day of May, 1960.

(R1148, H2521)

No. 1016

An Act To Provide For The Levy Of Taxes For Schools, Roads And Other County Purposes In Georgetown County For The Fiscal Year Beginning July 1, 1960, Through June 30, 1961, And For The Expenditure Thereof And To Restrict Use Of Certain Fishing Equipment On Pawley's Island, And To Set Limit Of Certain Waters In The County, And Other Fiscal Affairs Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. In order to provide the sums appropriated herein for the respective purposes, hereinafter mentioned, there is hereby levied

upon all the taxable property in Georgetown County for the fiscal year beginning July 1, 1960, and ending June 30, 1961, such number of mills as may be necessary for the purpose of paying the sums herein set out. The county auditor shall make such levy, with the approval of the majority of the legislative delegation from the county. In the event, however, of the death or resignation of any one or more members of the legislative delegation, the survivor or survivors shall have the right and power to execute such order.

Roads and Bridges	\$120,000.00
Clerk of Court, Salary	6,352.50
Deputy Clerk of Court, Salary	3,374.91
Clerk to Clerk of Court, Salary	2,788.08
Clerk to Clerk of Court, Salary	660.00
Sheriff, Salary	6,352.50
Sheriff, Travel Allowance	2,722.50
Deputy Sheriffs, Salaries	27,995.32
Deputy Sheriffs, Travel Allowance	18,408.47
For use by Sheriff for Investigating Purposes	1,500.00
Clerk to Sheriff and Magistrate, Salary	3,462.65
Jailor	3,601.66
Treasurer, sufficient with amount paid by State to total \$6,352.50	
Clerk to Treasurer, Salary	3,374.91
Auditor, sufficient with amount paid by State to total \$6,352.50.	
Clerk to Auditor, Salary	3,374.91
Clerk to Auditor and Treasurer, Salary	2,788.08
Clerk to Treasurer, Salary	2,788.08
Part-time Clerk to Treasurer	300.00
Part-time Clerk to Auditor	1,710.00
County Commissioners, per diem and mileage	1,500.00
Chairman, Board of Commissioners, Salary	2,772.00
County Service Officer, Salary	4,158.00
County Service Officer, Travel	1,100.00
Clerk to Service Officer, Salary	3,049.20
Coroner, Travel	699.60
Attorney	900.00
Judge of Probate, Salary	4,668.88
Janitors, Courthouse Buildings, including Health Center	3,465.00

Charwoman to assist Janitor	660.00
Magistrate, Georgetown, Salary	3,811.50
Magistrate, Andrews, Salary	1,500.00
Constable, Andrews, Salary	366.74
Magistrate, No. 5 Township, Salary	1,067.22
Constable, No. 5 Township, Salary	366.74
Magistrate, No. 6 Township, Salary	1,067.22
Constable, No. 6 Township, Salary	366.74
Magistrate, Pawley's Island, Salary	1,067.22
Constable, Pawley's Island, Salary	366.74
Magistrate, Murrells Inlet, Salary	1,067.22
Constable, Murrells Inlet, Salary	366.74
Tax Commission and Board of Appeals	400.00
Jail Expenses	12,000.00
Jurors and Witnesses	5,000.00
Emergency Funds, Dept. of Public Welfare	2,500.00
Poor	5,000.00
Administrative Expenses, Dept. of Public Welfare..	1,500.00
Post Mortems, Inquests and Lunacy	1,000.00
Public Buildings	15,000.00
Printing, Postage and Stationery	8,000.00
County Health Department	11,564.00
County Library	10,580.00
Bonding County Officers	1,200.00
Vital Statistics	400.00
Telephone and Telegraph	1,500.00
Special Contingent	24,000.00
County Home Dem. Agent, Col., Travel	825.00
Clerk to County Home Dem. Agent, Col.	952.88
Workmen's Compensation Insurance	2,000.00
Retirement Fund and Social Security	8,000.00
HQ and HQ Btry., 248 FA BN, Georgetown	750.00
Service Btry., 248 FA BN, Andrews	750.00
Heavy Mortar Co., 118 Inf., Georgetown	750.00
Chairman, Board of Registration, Salary	800.42
Clerk, Board of Registration, Salary	508.20
Radio Maintenance	1,500.00
Clerk to Probate Judge	2,286.77
Tax Assessor, Salary	3,811.37
Tax Assessor, Mileage	1,320.00

Assistant Health Inspector	1,524.60
Clerk to Probation and Parole Officer, Salary	600.00
The County Health Office	300.00

SECTION 2. The deputy sheriffs shall devote their entire time to the duties of the office and shall work under the direction of, and be employed by the sheriff of the county, and shall keep daily records of their work and file same monthly in the sheriff's office.

SECTION 3. The sheriff of the county shall be allowed one dollar per day each for dieting prisoners and he shall furnish them good, wholesome food.

SECTION 4. The sheriff of the county shall work one of his deputies on Pawley's Island and Waccamaw Neck.

SECTION 5. The Senator and members of the House of Representatives from Georgetown County are hereby authorized and empowered to have a complete and thorough examination of the books and doings of all county officers of Georgetown County at least once each year, and, if they deem it necessary at any time, for the best interest of the county, that any office or officers should be investigated oftener than the regular annual investigation and auditing, they are hereby authorized and empowered, and directed to contract with such certified accountant or accountants as they may deem competent and qualified at such salary, or compensation as they may fix, the same to be paid out of the funds herein appropriated for miscellaneous contingent.

SECTION 6. The special contingent fund provided for in this act shall not be expended except upon the written order of the Senator and members of the House of Representatives from Georgetown County. In the event, however, of the death or resignation of any one or more of the members of the delegation the survivors shall have the right to execute any such order.

SECTION 7. It shall be unlawful for any person to gig for fish in salt waters from the northern tip of North Island to the northern tip of Magnolia Beach, during the daylight hours. Any person violating the provisions of this section, upon conviction, shall be punished by a fine of not more than one hundred dollars or imprisoned for not more than thirty days.

SECTION 8. Necessary medical service for the chain gang and other prisoners shall be provided by the board of county commissioners and charged to the proper accounts.

SECTION 9. The board of county commissioners shall employ janitors for the courthouse and other county offices and fix their duties. The janitors shall hold their positions and work under the direction of the board.

SECTION 10. All fees, fines and monies not otherwise provided shall go into the general county fund and show in detail by the officer or officers receiving such monies in their annual statement to the members of the legislative delegation.

SECTION 11. All salaries shall be paid in equal semimonthly installments at the middle and end of each calendar month. *Provided*, that no officer or person shall be paid for any transportation in addition to the mileage now allowed by law and the legal per diem expense now provided by law.

SECTION 12. Jurors serving in circuit courts in Georgetown County, in this State, shall in addition to mileage at the rate of seven cents per mile going to and from court, receive a per diem of five dollars.

SECTION 13. Whenever warrants are drawn in the county commissioner's office or the office of the board of education on the county treasurer, a duplicate of such warrant shall be furnished the county treasurer at once. No warrant shall be honored by the county treasurer unless he is in possession of such duplicate and the same is duly itemized and shows for what issued.

SECTION 14. There shall be no hauling of seines or nets, either by hand or from boats, within one-half mile of any fishing pier on Pawley's Island.

SECTION 15. The forty-mile limit of Black River in Georgetown County is hereby declared to be at the mouth of Lane's Creek.

SECTION 16. The County Board of Education may sell and convey properties in Georgetown rural areas, abandoned for school purposes, for other properties; *provided*, those properties belonging to the County Board do not have a value of more than two thousand dollars. *Provided*, the Board may give the abandoned property (personal) of Pleasant Hill School to the Pleasant Hill Civic Association. *Provided*, also, the Board may give the remaining property, after Highway condemnation, of old School site to All Saints Waccamaw Church.

SECTION 17. The county board of commissioners is hereby authorized to employ a suitable individual as airport manager for the county airport who shall receive no salary for the services. The airport manager shall be the liaison between the county board of commissioners and any person who shall lease or operate the airport.

SECTION 18. The County Attorney shall render assistance and represent the Sheriff's office when requested in all cases before magistrates in Georgetown County at no additional cost to the county.

SECTION 19. Of the amount appropriated for Roads and Bridges in Section 1, the sum of \$10,000.00 shall be utilized and expended by the Drainage Commission for Georgetown County for drainage purposes.

SECTION 20. The magistrate at Pawley's Island shall be paid three hundred dollars in addition to his salary for services performed in Townships 1 and 2, during the period July 1, 1960 to June 30, 1961. This money shall be paid in a lump sum.

SECTION 21. The clerk to the probation officer shall be appointed by the Georgetown Delegation, including the Senator.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1159, H2641)

No. 1017

An Act To Authorize The Pawley's Island Civic Association To Hold A Referendum For The Purpose Of Determining Whether Or Not A Majority Of The Real Property Owners On Pawley's Island Favor The Adoption Of A Commission Form Of Government.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Pawley's Island—referendum concerning form of government.—The Pawley's Island Civic Association is authorized

to hold an election during the summer months between June 1, 1960 and August 31, 1960 to determine whether or not the residents and free holders of Pawley's Island proper desire to have the General Assembly enact a law forming the Island into a commission form of government.

SECTION 2. Conduct of.—The Pawley's Island Civic Association is authorized to conduct the said election in a form most convenient to the free holders of Pawley's Island proper. Ballots, however, shall be mailed to all free holders of the Island and by September 10, 1960 all ballots will be turned over to the commissioners of election for Georgetown County. The said commissioners shall then count the ballots and make a report to the Georgetown Legislative Delegation as to the outcome of said election.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R622, H2041)

No. 1018

An Act Establishing The Charter Of Christ Church In Greenville County In Perpetuity; To Confirm Its Existence Since 1829 As An Eleemosynary Corporation; To Confirm The Ownership Of Its Property And To Eliminate The Restriction On The Amount Of Property That It May Own, Hold Or Control; To Ratify Conveyances And Mortgages Heretofore Made By The Church; And To Make Christ Church Subject To The Provisions Of Sections 12-751 Through 12-765, Code Of Laws Of South Carolina, 1952.

Whereas, the constitutional requirement has been satisfied which provides that before a bill making amendments to corporate charters may be introduced in the General Assembly a concurrent resolution authorizing its introduction shall be passed by a two-thirds vote of each house; and

Whereas, the General Assembly desires to confirm the existence of Christ Church in Greenville County as an eleemosynary corpora-

tion since 1829, it being originally chartered by Act 2472 of 1829 as the Protestant Episcopal Church of Christ Church, Greenville, and its corporate name changed to Christ Church by Act 1097 of 1958; and

Whereas, it is now desired to eliminate the restriction upon the amount of property that the church may own, hold or control, to confirm title to its property, to confirm and ratify deeds and mortgages heretofore executed by the church, to establish its charter in perpetuity and to make the church subject to the provisions of Sections 12-751 through 12-765, Code of Laws of South Carolina, 1952. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Charter of Christ Church in Greenville County established in perpetuity—other action.—The charter of Christ Church in Greenville County is established in perpetuity. Its existence as an eleemosynary corporation since December 18, 1829, is confirmed. Title to the property of Christ Church is confirmed. Deeds and mortgages heretofore executed by Christ Church are ratified. There shall be no restriction upon the amount of property that Christ Church may own, hold or control. Christ Church shall be subject to the provisions of Sections 12-751 through 12-765, Code of Laws of South Carolina, 1952.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R625, H2063)

No. 1019

An Act To Provide Authority For The South Carolina State Highway Department To Undertake Relocation Of Certain Water Mains Of Gantt Water And Sewer District In Greenville County And To Provide For Repayment Of Costs Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Highway Department to relocate water mains of Gantt Water and Sewer District—reimbursement.—The South

Carolina State Highway Department is hereby authorized to procure the relocation, at its own expense, of that portion of the water main and piping of the Gantt Water and Sewer District in Greenville County which has encroached, since January 1960, upon S. C. Highway 291 right-of-way lying between U. S. Highway 25 and S. C. Highway 250. *Provided*, that such district shall enter into an agreement with the Department for the repayment of the costs incurred in such relocation, from its ordinary revenue, in such annual amounts as are reasonable and just and will most expeditiously effect repayment to the Department.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R704, H2344)

No. 1020

An Act To Amend Act No. 854 Of 1954, Which Created The Wade Hampton Water And Sewer District In Greenville County, So As To Add A New Section Authorizing The District To Install Street Lights And Provide Police Protection For The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 854 of 1954, amended—Section 3A added—Wade Hampton Water and Sewer District in Greenville County to install street lights and provide police protection.—Act No. 854 of 1954 is amended by adding a new section which shall read as follows:

“Section 3A. In addition to the duties and powers authorized by Section 3 of this act, the district shall install street lights and provide police protection within the district. Such street lights and police protection shall be furnished without additional taxes or cost to the residents of the district.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R859, H2470)

No. 1021

An Act To Provide For The Number, Places Of Residence, Method Of Appointments And Terms Of Office Of The Members Of The Greater Greenville Sewer District Commission.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greater Greenville Sewer District Commission—members—appointment.—Notwithstanding the provisions of Act No. 950 of the Acts of 1958, the Greater Greenville Sewer District Commission shall consist of five members who shall be appointed by the Governor upon the recommendation of the Greenville County Legislative Delegation. Two of the members shall be residents of the City of Greenville, two shall be residents of the Parker Water and Sewer Subdistrict and one shall be a resident of either the City of Greenville or the Parker Water and Sewer Subdistrict.

SECTION 2. Terms.—The terms of office of the present members of the Commission are hereby extended as follows: DuPont Guerry, Jr. and F. L. Shackelford, until December 31, 1960 and until their successors are appointed and qualified; W. T. Gray, until December 31, 1961 and until his successor is appointed and qualifies; and J. C. Hopkins, until December 31, 1962 and until his successor is appointed and qualifies. There shall be appointed as provided in Section 1 of this act an additional member who shall be a resident of the City of Greenville and whose term shall expire December 31, 1961 or when his successor is appointed and qualifies. All subsequent appointments to the Commission, other than appointments for unexpired terms to fill vacancies, shall be for terms of four years each and until their successors are appointed and qualified.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R1033, H2502)

No. 1022

An Act To Authorize And Empower The County Board Of Commissioners Of Greenville County To Issue Not Exceeding Four Hundred Thousand Dollars Of General Obligation Bonds Of Greenville County, To Prescribe The Purposes For Which The Bonds Shall Be Issued, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that further improvement to county roads should be undertaken, and that the same should be provided through the means of a bond issue to mature over the period of time prescribed by this act. It has, therefore, determined to empower the County Board of Commissioners of Greenville County (hereafter called “the County Board”) to issue general obligation bonds of Greenville County to the extent herein provided, and to expend the proceeds in such fashion as to effect permanent improvements to county roads in Greenville County.

SECTION 2. Greenville County may use proceeds of bond issue for road improvements.—The General Assembly authorizes the County Board to expend the proceeds of the sale of the bonds authorized by this act for permanent improvements to roads in Greenville County which may be effected, in the discretion of the County Board, either through letting of contracts or through the performance of the work, with machinery and material acquired by the County Board through the proceeds of the sale of these bonds or from other sources.

SECTION 3. Issue bonds.—In order to provide four hundred thousand dollars to be expended for the purposes set forth in Section 2, supra, the County Board is hereby authorized and empowered to issue and sell general obligation bonds of Greenville County in the principal amount of four hundred thousand dollars.

SECTION 4. Single issue.—The bonds authorized by this act shall be issued as a single issue.

SECTION 5. Maturity.—The bonds shall mature in such annual series or installments as the County Board shall provide for, except that the last maturing bonds shall mature not later than ten years from the date as of which the bonds shall be issued.

SECTION 6. Redemption.—The bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the County Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. If bonds are made subject to redemption, provision shall be made in the proceedings authorizing the issuance of the bonds, specifying the manner of call and the notice thereof that must be given.

SECTION 7. Form—negotiable.—The bonds shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Greenville County, upon such conditions as the County Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 8. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the County Board shall provide.

SECTION 9. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the County Board.

SECTION 10. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the County Board shall by resolution prescribe.

SECTION 11. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 12. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Greenville County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Greenville County, and collected by the Treas-

urer of Greenville County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Greenville County, sufficient to pay the principal and interest of such bonds as they respectively mature, and to create such sinking fund as may be necessary therefor.

SECTION 13. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 14. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Greenville County, and shall be deposited in a Bond Account Fund, and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) The remaining proceeds shall be used to defray the cost of issuing the bonds authorized hereby, and for county road purposes as herein previously prescribed.

(d) If any balance remain, it shall be held by the Treasurer of Greenville County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 14A. Powers of county board.—The powers and authorizations hereby conferred upon the County Board shall be in addition to all other powers and authorizations previously vested in the County Board.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

And To Transfer Certain Assets Of The District To The Town Of City View.

Whereas, the area heretofore embracing the City View Water and Sewer District which was created by Act 442 of 1929 was incorporated as a municipality as a result of an election duly held in the area, and subsequent to the election the Secretary of State issued a charter authorizing City View to operate as a municipality under the laws of South Carolina; and

Whereas, the charter was issued on January 8, 1960 and was recorded in the R. M. C. office for Greenville County in Deed Book 642 at page 220; and

Whereas, by the creation of City View as a municipality the area formerly comprising the City View Water and Sewer District now becomes inoperative as a matter of law; and

Whereas, in order to prevent any misunderstanding as to authority in the area involved, the General Assembly believes that Act 442 of 1929, creating City View Water and Sewer District, should be repealed and that the City View Water and Sewer District and all authority given to the district should be abolished. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 442 of 1929 repealed.—Act 442 of 1929 is repealed.

SECTION 2. Disposition of assets.—All real estate, personal property and moneys now owned or held by, or hereafter accruing to, the City View Water and Sewer District shall be transferred to the Town of City View.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1110, H2650)

No. 1024

An Act To Validate Certain Expenditures Made By Greenville County For County Purposes During The Calendar Years 1959 And 1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenville County expenditures validated.—The following sums which have been expended by Greenville County for county purposes upon approval of the county legislative delegation, such expenditures and approval having been made during the calendar years 1959 and 1960, are hereby validated and declared to be legal in all respects.

ITEM 1: SUPERVISOR

July 12, 1959	Medical and Surgical Bills to date	\$ 3,039.70
Aug. 31	Pipe for drainage	7,000.00
April 2	Extra Labor-Clearing Snow	1,000.00
	Extra Equipment rented	11,000.00
April 25	Rent Drag Line	2,000.00

**ITEM 2: COUNTY BOARD OF
COMMISSIONERS**

Aug. 31, 1959	Supplies for Machine record office	\$ 1,321.25
Dec. 14	Venetian blinds-new section	1,930.74
Dec. 16	Salary Increase Machine Operator	248.00
Jan. 14, 1960	Bond Premium Special Deputy	25.00
April 21	Janitors' Supplies-Buildings	2,500.00
April 21	Repairs Courthouse yard	1,000.00
Jan. 14	Clerk for Charity Investigator	1,753.32

ITEM 3B: COUNTY HOME

Mar. 7, 1960	Repairs	\$ 1,607.00
April 2	Dental Equipment	350.00

ITEM 3C: CHARITY INSTITUTIONS

Aug. 21, 1959	Civil Defense	\$ 500.00
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ITEM 4: COURT EXPENSE

Aug. 31, 1959	Assistant Court Stenographer	\$ 3,600.00
	Equipment for Court Stenographer	813.00
Oct. 9	Photo equipment for Solicitor	250.00
Feb. 11, 1960	Equipment for Court Stenographer	1,073.82
Mar. 7	Tape Recorder and Supplies	450.00
April 21	Bills for examinations of prisoners	170.00

ITEM 6: SHERIFF

Dec. 14, 1959	Clothing allowance for one deputy	\$ 420.00
April 21, 1960	Radio Maintenance and Telephone	500.00
	Automobile rentals	5,000.00

ITEM 7: CLERK OF COURT

April 13, 1960	Extra help in office	\$ 200.00
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ITEM 9: CONTINGENT FUND

During year	Expense for prisoners at State Park	\$ 57.51
	Rent on voting machines	240.00
	Expenses Planning and Development Bd.	7,634.50
	Board of Registration	1,800.00
	Installing dental chair County Home ...	297.77
July 7, 1959	Architects' fees—County Office Bldg. ..	512.40
Aug. 11, 1959	Extra time in Block Book	500.00
Aug. 28, 1959	Extra time in Auditor's office	300.00
Aug. 31	Greenville Public Library	1,000.00
Oct. 14	Expenses of man to learn to repair voting machines	100.00
Dec. 16	Zoo Commission	2,500.00
April 13, 1960	Additional equipment Charity Investigator ..	200.00

ITEM 10: TREASURER

July 12, 1959	Equipment for Bond records	\$ 2,170.55
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ITEM 11: MASTER IN EQUITY

Jan. 14, 1960	Supplies	\$ 135.00
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ITEM 13: REGISTER OF MESNE CONVEYANCE

Sept. 9, 1959	Extra Third Clerk	\$ 2,191.60
Dec. 16	Extra Help	500.00
Jan. 14, 1960	Extra supplies photo machine	4,000.00
March 7	Extra Help	165.62
April 13	Supplies and equipment	2,750.00

ITEM 14: COUNTY AUDITOR

July 1, 1959	Extra Help	\$ 199.23
Dec. 16	Extra Help Jan-Feb-Mar	876.64
March 7, 1960	Asst. to Tax Coordinator	1,295.88
	Mileage for Tax Coordinator	333.32
	Increase in Clerk's salary	116.88
April 21	Office Supplies	300.00

ITEM 15: TAX COLLECTOR

Sept. 19, 1960	New Tax Collecting machines	\$ 3,200.00
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ITEM 16: MAGISTRATES

Sept. 9, 1959	Office Supplies-Loftis	\$ 250.00
April 2, 1960	Typewriter-Loftis	199.31

ITEM 17: COUNTY PHYSICIAN & ATTORNEY

Dec. 22, 1959	Surgical Bills, Dr. Scarborough	\$ 1,300.00
Feb. 11, 1960	Surgical Bills	3,220.00

ITEM 21: DEPARTMENT OF PUBLIC WELFARE

Feb. 11, 1960	Emergency Relief	\$ 500.00
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ITEM 22: SIX MILL ROAD LEVY

Aug. 1, 1959	Advance against 1960-61 Appropriation.	\$ 50,000.00
Aug. 31, 1959	Advance against 1960-61 Appropriation.	20,000.00
Nov. 6	Additional appropriation	20,000.00
Jan. 14, 1960	Additional appropriation	20,000.00
March 7	Additional appropriation	75,000.00

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1121, H2591)

No. 1025

An Act To Amend Act No. 1099 Of The Acts Of 1958 Relating To The Creation Of Taylors Water And Sewer District In Greenville County, So As To Provide That Funds Of The District May Be Expended For Fire Protection.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 3 of Act 1099 of 1958 amended—Taylors Water and Sewer District may expend funds for fire protection.—Section 3 of Act No. 1099 of the Acts of 1958 is amended by adding to the end thereof the following paragraph:

“25. The commission is vested with the power to expend any funds in its hands, including funds obtained from bonds heretofore sold or to be sold in the future, for the purpose of providing fire protection for the district.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1176, H2689)

No. 1026

An Act To Provide For The Levy Of Property Taxes In Greenville County For County, School And Road Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Appropriate The Revenues Therefrom And The Income From All Other Available Sources Of County Revenues And To Direct And Control The Expenditures Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Greenville County is hereby directed to calculate, subject to the approval of the Greenville County Legislative Delegation, the levy upon all the taxable property of Greenville County necessary to raise the appropriations hereafter provided for up to the sum equal to the difference between the estimated revenue accruing to the county from indirect and other revenues of like character applicable by law to the general expenses of Greenville County and the sum total of the appropriations herein provided, and no other purpose whatsoever, such levy not exceeding four and one-quarter mills, of all the taxable property of the county, and such revenues therefrom to be expended, if so much be necessary, during the fiscal year commencing July 1, 1960, and ending June 30, 1961.

Item 1. County Supervisor

1 Supervisor	\$ 5,920.44
2 Clerks	7,013.28
4 Camp Superintendents	15,120.00
4 Assistant Camp Superintendents	13,440.00
1 Bridge Superintendent	3,780.00
1 Surface Treatment Superintendent	3,780.00
1 Quartermaster	3,000.00
4 Day Wardens	9,840.00
4 Night Wardens	9,600.00
1 Civil Engineer	3,000.00

1 Farmer	2,520.00
1 Tire Man	3,000.00
1 Gas Man	3,000.00
1 Health Department Guard	2,520.00
1 Head Mechanic	3,360.00
2 Mechanics, 1 diesel, 1 gasoline	6,000.00
1 Welder	3,000.00
5 Truck Drivers	12,300.00
6 Motor Grader Operators	18,000.00
2 Shovel Operators	6,000.00
1 Distributor Operator	3,000.00
5 Travel Loader Operators	15,000.00
1 Front End Loader Operator	3,000.00
5 Travel Loader Guards	12,600.00
8 Patch Guards, etc.	20,160.00
4 Road Shoulder Guards	10,080.00
10 Pipe Guards	25,200.00
2 Spotting Guards (S. Tr.)	5,040.00
2 Bridge Guards	5,400.00
1 Paint Guard	2,520.00
1 Shot Gun Guard	2,400.00
1 Plumber Guard	2,520.00
1 Night Relief Warden	2,820.00
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Total	\$243,933.72

FROM GENERAL FUND

1-C Maintenance of buildings, appliances, janitors' supplies, office supplies, heating, lights, power and water	\$ 28,000.00
1-E Convict maintenance (Food and clothing)	62,846.00
1-J Purchase Machinery and Trucks	70,000.00
1-G Farming Supplies	3,500.00
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Total from General Fund	\$164,346.00
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Total Item 1	\$408,279.72

FROM SIX MILL ROAD LEVY

A-1 Gasoline, oil, diesel, fuel, lubricants	\$ 60,000.00
A-2 Maintenance of equipment (tools, tires, batteries, blades, cables, replacement parts)	90,479.00
Subtotal	\$150,479.00
B. Bridges and large culverts	\$ 66,000.00
Total from Six Mill Road Levy	\$216,479.00

Provided, that the foregoing total in the amount of \$216,479.00 shall not be included in the Grand Total as that amount is from the Six Mill Road Levy.

Provided, the Supervisor of the County shall not expend or contract to spend in any one quarter of any fiscal year more than one-fourth of the total amount appropriated for his office. If in the carrying out of the limitation imposed on the Supervisor in this section it should develop that any unexpended portion of any item remains for any one quarter of the year, the same may be added to the amount authorized to be expended for the same purpose during the next ensuing period. The periodic allowance above designated shall not, however, be exceeded for any period and any contract providing for the expenditure of any sum in excess of the periodic allowances above provided shall not be binding upon the county. Any person contracting in any manner with the county is charged with the duty of ascertaining whether or not the expenditure of any sum contemplated by any contract shall be in excess of such periodic allowance. The requirements of this proviso as to periodic expenditures may be dispensed with upon the written approval of the board of commissioners.

Provided, that no monies from the six mill road levy shall be spent for salaries.

Provided, further, that the balance of the six mill road levy shall be spent only for patching and surface treating county roads.

Item 2. County Board of Commissioners and Related Expenses:

A. Salaries and Office Expenses:

A-1. Secretary to Commissioners	\$ 4,620.00
2 Comptroller	4,620.00
3 Accounting Machine Operator	4,620.00
4 Superintendent of Buildings	4,268.00
5 Secretary to Delegation	858.00
6 Block Book Engineer	4,421.34
7 Asst. Block Book Engineer	3,887.66
8 Asst. Block Book Engineer	3,877.66
9 Asst. Block Book Engineer	3,887.66
10 Asst. Block Book Engineer	3,887.66
11 Draftsmen (6) @ \$302.50 per month each ...	21,780.00
12 Special Engineer	3,484.80
13 Clerk, Block Book Department	2,979.00
14 Clerk, Block Book Engineer Department	2,629.94
15 Tax Clerk—City Block Book	1,753.22
16 Office Building Elevator Operator	2,474.47
17 Janitors' salaries (includes two from Health Department)	29,600.00
18 I.B.M. Operators, Salaries	20,037.60
19 Night Superintendent of Buildings	3,120.00
20 First Clerk, Charity Investigator	3,506.64

Total\$130,323.65

21 Travel for Superintendent of Buildings	330.00
22 Travel for Block Book Engineer	1,819.92
23 Travel for Asst. Block Book Engineer	1,819.92
24 Travel for Asst. Block Book Engineer	1,200.00
25 Travel for Asst. Block Book Engineer	660.00
26 Travel for Asst. Block Book Engineer	1,200.00
27 Travel for Draftsmen (2) @ \$600.00 each ...	1,200.00

Total\$ 8,229.84

2-B Office Supplies, Commissioners\$ 1,000.00

2-B-1 Stamps for Delegation Secretary 25.00

2-C Travel and expenses, County Board of Commissioners	330.00
2-C-1 Supplies—Block Book Department	1,000.00
2-C-2 Lights and Power	16,600.00
2-C-3 Fuel	7,000.00
2-C-4 Water	900.00
2-C-5 Insurance on Buildings	5,500.00
2-C-6 Janitors' Supplies	6,500.00
2-C-7 Elevator Upkeep	2,000.00
2-C-8 Courthouse Repairs	4,500.00
2-C-9 County Audits	5,000.00
2-C-10 Lunch Room Supplies—Freight	1,000.00
2-C-11 Bond Premiums—all officers except Sheriff ..	5,000.00
2-D Telephone and Telegraph	12,000.00
2-E Legal Advertising	200.00
2-F Postage all offices	9,000.00
2-G Workmen's Compensation	11,000.00
2-H State Retirement and Social Security	50,000.00
2-I Contractual Service—I.B.M.	14,774.92
2-J Supplies & Printing—I.B.M.	2,340.00
Total	\$155,669.92
Total Item 2	\$294,223.41
Item 3-A. County Jail:	
1 Jailer, Salary	\$ 4,000.00
2 Assistant Jailers (5) @ \$3,300.00 each	16,500.00
Total	\$ 20,500.00
3 Clothing Allowance at \$35.00 per month each for each jailer	\$ 2,100.00
4 Food, Fuel, etc.	22,000.00
Total	\$ 24,100.00
Total Item 3-A	\$ 44,600.00
Item 3-B County Home:	
1 Superintendent, Salary	\$ 3,420.24
2 Matron	2,976.60
3 Aide	1,452.00

4 Aide	1,848.00
5 Aide	1,848.00
6 Travel for Superintendent	120.00

Total\$ 11,664.84

Food, Fuel, Supplies, etc.\$ 28,922.85

Total\$ 28,922.85

Provided, that the monies appropriated by separate act for the operation of the County Nursing Home be administered by the County Home Board. *Provided*, further, that the County Home Board shall submit a budget for the Nursing Home to the Greenville County Legislative Delegation for its approval. *Provided*, further, that the Greenville County Home Board is empowered to promulgate rules and regulations to govern the operation of the Nursing Home.

Total Item 3-B\$ 40,587.69

Item 3-E Charitable Institutions:

1 Children's Center	\$ 4,000.00
2 Greenville Rescue Mission	1,200.00
3 Salvation Army, twelve monthly installments ..	1,000.00
4 Greer Relief Agency	300.00
5 Emergency Maternity Shelter	27,500.00
6 Civic Art and Cultural Center	5,000.00
7 Fountain Inn Relief Agency	300.00
8 Civil Defense	7,500.00
9 U.S.O. Housing Desk	4,200.00
10 Mental Health Clinic	17,972.00
11 Biologicals for Indigents	7,500.00

Total Item 3-E\$ 76,472.00

Provided, that the State mental health authorities are authorized to charge such patients as are financially able to pay a reasonable fee based on their ability to pay as may be determined by the authorities with such monies realized to be

used for the purpose of improving the services at the Greenville Mental Hygiene Clinic.

Provided, funds hereinabove appropriated for Biologicals for Indigents shall be expended only upon approval or certification of one of the following agencies: (1) Department of Public Welfare, (2) Certification by proper authorities of the General Hospital, and shall be used in behalf of indigents not admitted to the General Hospital as patients and in behalf of convicts. *Provided*, however, that the retirement eligibility for Jack Wilson shall not be affected and for purposes of retirement he shall be deemed to continue as an employee of Greenville County, but not an employee of Greenville Hospital.

Provided, further, that the Charity Investigator shall be paid from the same source as he is now paid.

Item 4. Court Operation Expenses:

A. Salaries:

A-1 Bailiff	\$ 1,927.60
2 Assistant Bailiff	1,665.58
3 County Judge	10,285.00
4 Solicitor, County Court	5,031.18
5 County Court Reporter	3,630.00
6 Stenographer to Solicitor	2,279.27
7 Stenographer to Circuit Solicitor	2,629.94
8 Stenographer to Coroner	1,320.00
9 Stenographer to Circuit Judge	1,205.16
10 Circuit Court Stenographer	292.22
11 Criminal Investigator—Circuit and County Court	3,630.00
12 Supplement salary—Stenographer, Parole Officer	880.04
13 Judge, Domestic Court	8,470.00
14 Chief Probation Officer	4,686.00
15 Probation Officer	3,638.58
16 Probation Officer	3,638.58
17 Clerk, Probation Court	3,638.58
18 Secretary, Domestic Court	3,638.58

19 Clerk, Domestic Court	3,638.58
20 Matron, Detention Home	2,178.00
21 Special Probation Officer	3,960.00
22 Probation Officer	2,552.00
23 Probation Officer	3,638.58
24 Clerk, Domestic Court	3,638.58
25 Bookkeeper, Domestic Court	3,698.58
26 Superintendent, Colored Detention Home	2,178.00
27 Unallocated salaries	1,717.17
28 Assistant Solicitor	3,600.00
29 Assistant Circuit Court Stenographer	3,600.00
30 Cook—Detention Home	1,430.00
31 Law Library	1,000.00

Total \$ 99,315.80

32 Travel—Criminal Investigator	\$ 1,650.00
33 Travel, Judge, Domestic Court	1,200.00
34 Travel, Probation Officer—Domestic Court	1,100.00
35 Travel, Probation Officer—Domestic Court	660.00
36 Travel, Probation Officer—Domestic Court	660.00
37 Travel, Probation Officer—Domestic Court	660.00
38 Travel, Probation Officer—Domestic Court	660.00
39 Travel, Probation Officer—Domestic Court	330.00
40 Travel, Probation Officer—Domestic Court	660.00

Total \$ 7,580.00

4-B Jurors—All Courts	\$ 36,733.48
4-A-4 Office Rent—County Solicitor	564.00
4-B-1 Office Supplies—County Court	250.00
4-B-2 Supplies Circuit Court Stenographer	1,000.00
4-B-3 Office Supplies Circuit Court Solicitor	450.00
4-C-1 Office Supplies—Domestic Court	2,000.00
4-C-2 Supplies, etc.—Detention Home, Juvenile Court	9,110.00
4-C-3 Mileage, Special Probation Officer, Domestic Court	800.00

Total \$ 50,907.48

Total Item 4 \$157,803.28

Provided, that the criminal investigator shall be a full time employee and charged with the duty of assisting the solicitors of the circuit and County Court with the investigation and preparation of all criminal matters relating thereto in Greenville County, and to that end will be charged with the further duty of assisting the Grand Jury with respect to such investigations as said body shall require. The appointment of said investigator shall be made by the County Delegation upon the recommendation of the Circuit and County Solicitors.

Provided, that the assistant solicitor shall be employed by the circuit solicitor and the County Court solicitor and shall serve under their direction.

Provided, that the money hereinabove appropriated for supplies for the Circuit Court stenographer shall be expended upon the written authorization of the Resident Circuit Judge.

Item 5. County Health Department Salaries, Supplies and Vital Statistics\$116,140.90

Total Item 5\$116,140.90

Provided, that the monies hereinabove appropriated shall be spent upon the written approval of the Legislative Delegation.

Item 6. Sheriff and other Law Enforcement

A-1 Sheriff	\$ 5,920.53
2 Chief Deputy	4,146.91
3 Radio Operator	4,356.00
4 Clerk	2,541.00
5 Radio Repairman	2,013.00
6 Clerk	2,831.40
7 Bookkeeper	3,630.00
8 Deputies (24) @ \$332.75 per month	95,832.00
9 Sunday Operator	363.00
10 Special Deputy (Poe Mill)	245.38
11 Special Deputy (Renfrew)	245.38

12 Special Deputy (Sou. Bleachery)	245.38
13 Special Deputy (Union Bleachery)	245.38
14 Special Deputy (Brandon)	738.48
15 Special Deputy (Woodside)	245.38
16 Special Deputy (Sans Souci)	1,139.56
17 Special Deputy (Piedmont)	245.38
18 Special Deputy (Sou. Worsted)	245.38
19 Special Deputy (Poinsett)	245.38
20 Special Deputy (North Greenville)	1,139.56
21 Special Deputy (Conestee)	264.00
22 Special Deputy (East View)	1,116.46
23 Special Deputy (Rehobeth)	918.46
24 Special Deputy (Simpsonville)	918.46
25 Special Deputy (Travelers Rest)	1,139.56
26 Special Deputy (Taylors)	1,139.56
27 Special Deputy (Slater-Marietta)	1,576.87
28 Special Deputy (City View)	1,139.56
29 Special Deputy (Fork Shoals)	1,139.56
30 Special Deputy (Judson-Welcome)	1,163.84
31 Special Deputy (Berea)	918.46
32 Special Deputy (Dunklin)	1,139.56
33 Special Deputy (Greer)	245.38
34 Special Deputy (Mauldin)	918.46
35 Special Deputy (Laurel Creek—9 months)	495.00
36 Special Deputy (Park Place)	1,139.56
37 Special Deputy (Pelham)	430.72
38 Special Deputy (East and West Gantt)	918.46

Total\$143,336.41

1 Travel, Gas, Oil, Car Repairs—Sheriff's auto- mobile	\$ 1,905.00
2 Travel for Chief Deputy	1,650.00

Total\$ 3,555.00

6-B Gasoline for eleven rental cars	\$ 12,000.00
6-B-1 Rental on eleven cars	25,938.84
6-B-2 Fingerprinting Equipment	600.00
6-B-3 Ammunition, Guns, etc.	400.00
6-B-4 Evidence Procurement Fund	250.00
6-B-5 Radio Maintenance and Phone	1,420.00

6-B-6 Office Supplies	2,500.00
6-D Military	2,950.00
6-E Insurance	2,103.20
6-F Transportation of Prisoners	2,000.00
6-G Premium on officers' bonds, including insurance on Sheriff's and Chief Deputy's automobiles ...	1,300.00
6-H Clothing allowance, 26 Deputies @ \$35.00 per month each	10,920.00
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Total	\$ 62,382.04
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Total Item 6\$209,273.45

Provided, that unincorporated towns and outlying districts shall be patrolled by schedule in that Greenville County shall be zoned by the Sheriff and Radio Patrol be constantly maintained in said zones, rather than attempting county-wide operation from the Sheriff's office, and, *provided*, that two deputies shall be assigned to civil matters and they shall not be responsible for the serving of criminal investigations.

Provided, that before any expenditure shall be made under the foregoing appropriation for transportation of prisoners, the Sheriff's office shall first obtain the written approval of the Circuit or County Solicitor. *Provided*, further, if possible return of State prisoners shall be made without cost to the county.

Item 7. Clerk of Court

A-1 Clerk of Court, Salary	\$ 5,920.53
2 Deputy Clerk, Salary	3,506.58
3 Second Clerk, Salary	2,980.59
4 Third Clerk, Salary	2,629.94
5 Temporary Clerk, Salary	550.00
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Total	\$ 15,587.64

7-B Court Journals and Calendars	1,000.00
7-C Printing Supplies	350.00

7-D Office Equipment	850.00
Total	\$ 2,200.00
Total Item 7	\$ 17,787.64
Item 8. Probate Judge	
A-1 Probate Judge, Salary	\$ 6,555.78
2 Clerk to Probate Judge, Salary	3,506.58
3 Second Clerk, Salary	2,980.59
4 Third Clerk, Salary	2,629.94
5 Third Clerk, Salary	2,629.94
6 Third Clerk, Salary	2,629.94
Total	\$ 20,932.77
8-B Lunacy Examinations	\$ 2,500.00
8-C Office Supplies	1,550.00
8-D Office Equipment	150.00
8-E Transportation of Mental Patients	1,800.00
Total	\$ 6,000.00
Total Item 8	\$ 26,932.77
Item 9. Delegation Contingent Fund	
B Special appropriations by Delegation	\$ 15,000.00
Total Item 9	\$ 15,000.00
Item 10. County Treasurer	
A-1 County Treasurer, Salary	\$ 2,920.53
2 First Clerk	3,506.58
3 Second Clerk	2,980.59
Total	\$ 9,407.70
10-B Office Supplies	\$ 500.00
Total	\$ 500.00
Total Item 10	\$ 9,907.70

Item 11. Master in Equity

A-1 Master, Salary	\$ 6,809.88
2 Clerk to Master	3,506.58
3 Stenographer	2,629.94

Total

11-B Supplies

Total

Total Item 11

Item 12. Coroner

A-1 Coroner, Salary	\$ 3,155.68
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Total

12-B Office Supplies

Gas, Oil and car repairs

Total

Total Item 12

Item 13. Register of Mesne Conveyance

A-1 Register, Salary	\$ 5,920.53
2 First Clerk, Salary	3,506.58
3 Second Clerk, Salary	2,980.59
4 Second Clerk, Salary	2,980.59
5 Third Clerk, Salary	2,629.94
6 Third Clerk, Salary	2,629.94
7 Third Clerk, Salary	2,629.94
8 Third Clerk, Salary	2,629.94
9 Operator, photo-record machine, Salary	3,382.06
10 Third Clerk	2,629.94

Total

B-1 Photo-record machine supplies

2 Office Supplies and equipment

Total

Total Item 13

Provided, that the Register of Mesne Conveyance in each case where matter is left in her office to be forwarded by mail to some party, shall collect from the person leaving such matter in advance the postage necessary for mailing such matter.

Provided, further, that the Register of Mesne Conveyance may destroy chattel mortgage books left in her office for a period of six years.

Item 14. County Auditor

A-1 Auditor, Salary	\$ 2,920.53
2 First Clerk, Salary	3,506.58
3 Second Clerks (2), Salaries	5,961.18
4 Third Clerks (3) @ \$2,629.94	7,889.82
5 Tax Coordinator, Salary	4,950.00
6 Assistant Tax Coordinator, Salary	3,087.66
Total	<hr/> \$ 28,315.77
14-B Office Supplies—Auditor	\$ 1,150.00
14-A Boards of Equalization and Assessors	7,050.00
14-D Tax Coordinator, Travel @ 7¢ per mile, not to exceed	1,000.00
14-A-2 Assistant Tax Coordinator, Travel	1,000.00
Total	<hr/> \$ 10,200.00
Total Item 14	<hr/> \$ 38,515.77

Provided, that the County Board of Commissioners shall have complete control and direction of I. B. M. system and its personnel, equipment and supplies.

Item 15. Tax Collector's Office

A-1 Tax Collector, Salary	\$ 4,650.03
2 First Clerk, Salary	3,506.58
3 Second Clerk, Salary	2,980.59
4 Third Clerks (2), Salaries	5,259.88
5 Assistant Collectors (4) @ \$2,804.78 each	11,219.12
6 Extra Help	1,650.00
Total	<hr/> \$ 29,266.20

B-1 Tax Collector—Travel	\$ 1,260.00
2 Assistant collectors, Travel, \$1,320.00 each	\$ 5,280.00

Total \$ 6,540.00

C-1 Office Supplies	\$ 1,500.00
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Total \$ 1,500.00

Total Item 15 \$ 37,306.20

Item 16. Magistrates and Constables

A-1 City Magistrate No. 1, Salary	\$ 4,950.00
2 City Magistrate No. 2, Salary	3,960.00
3 Township Magistrate, Salary	2,640.00
4 Bates Township Magistrate, Salary	2,640.00
5 Fairview Township Magistrate, Salary	1,485.00
6 Highland Township Magistrate, Salary	330.00
7 Grove Township Magistrate, Salary	330.00
8 Gantt Township Magistrate, Salary	330.00
9 Dunklin Township Magistrate, Salary	330.00
10 Cleveland Township Magistrate, Salary	330.00
11 O'Neal Township Magistrate, Salary	632.50
12 Oaklawn Township Magistrate, Salary	330.00
13 Butler Township Magistrate, Salary	330.00
14 Paris Mountain Township Magistrate, Salary ..	330.00
15 Town of Piedmont Magistrate, Salary	1,722.50
16 Glassy Mountain Township Magistrate, Salary ..	330.00
17 Austin Township Magistrate, Salary	1,485.00
18 Chick Springs Township Magistrate, Salary ..	2,200.00
19 Town of Greer Magistrate, Salary	3,080.00
20 Fork Shoals Magistrate, Salary	330.00
21 Saluda Township Magistrate, Salary	330.00
22 Town of Batesville Magistrate, Salary	506.00
23 Special Sunday and Night Magistrate, Salary ..	2,200.00
24 Laurens Road Magistrate, Salary	495.00

Total \$ 31,626.00

25 Constable, City Magistrate No. 1, Salary	\$ 2,805.00
26 Constable, City Magistrate No. 2, Salary	2,805.00
27 Constable, Township Magistrate, Salary	1,650.00

28 Constable, Fairview Magistrate, Salary	770.00
29 Highlands Township Magistrate, Constable, Salary	275.00
30 Constable, Bates Township Magistrate, Salary ..	935.00
31 Constable, Grove Township, Salary	275.00
31 Constable, Gantt Township, Salary	275.00
33 Constable, Dunklin Township, Salary	275.00
34 Constable, Cleveland Township, Salary	275.00
35 Constable, O'Neal Township, Salary	605.00
36 Constable, Oaklawn Township, Salary	275.00
37 Constable, Butler Township, Salary	275.00
38 Constable, Laurens Road, Salary	275.00
39 Constable Paris Mountain Township, Salary ...	275.00
40 Constable, Town of Piedmont, Salary	1,237.50
41 Constable, Glassy Mountain Township, Salary ..	275.00
42 Constable, Austin Township, Salary	770.00
43 Constable, Chick Springs Township, Salary ...	1,237.50
44 Constable, Town of Greer, Salary	2,337.50
45 Constable, Fork Shoals, Salary	275.00
46 Constable, Saluda Township, Salary	275.00

Total\$ 18,452.50

47 Stenographer to City Magistrate No. 1, Salary ..\$	2,980.56
48 Stenographer to City Magistrate No. 2, Salary ..	2,980.56
49 Clerk to Township Magistrate, Salary	1,056.00
50 Clerk to Bates Township Magistrate, Salary ...	1,760.00
51 Clerk to Chick Springs Township Magistrate, Salary	2,629.94
52 Clerk to Greer Magistrate, Salary	1,341.25

Total\$ 12,748.31

B-1 Office Supplies, City Magistrate No. 1	\$ 250.00
B-2 Office Supplies, City Magistrate No. 2	250.00
B-3 Office Supplies, all other Magistrates (To in- clude Warrant Books)	1,500.00
B-4 Office Supplies, Town of Piedmont Magistrate ..	300.00
B-5 Rent, Chick Springs Magistrate	1,800.00
B-6 Rent, Township Magistrate	420.00
B-7 Rent, Bates Township Magistrate	800.00
B-8 Rent, Town of Piedmont Magistrate	420.00

B-9 Rent, Town of Greer Magistrate	300.00
B-10 Chick Springs Magistrate, Supplies	600.00

Total	\$ 6,640.00
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Total Item 16	\$ 69,466.81
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Provided, that each magistrate shall fully comply with Section 4 of Act No. 837 of the 1956 Acts and Joint Resolutions of the General Assembly, as amended in 1958, relating to the keeping of records and display signs, etc.

Item 17. County Physician and Attorney

A-1 Physician for Post Mortems, Salary	\$ 4,000.00
2 County Physician, Salary	3,300.00
3 County Dentist, Salary	3,000.00
4 County Attorney, Salary	2,922.15
5 County Surgeon, Salary	3,000.00

Total	\$ 16,222.15
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A-2 County Physician, Travel	\$ 2,000.00
4 County Attorney, Rent and Expense	1,800.00
Medical Supplies for Convicts	4,500.00

Total	\$ 8,300.00
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Total Item 17	\$ 24,522.15
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Provided, the appropriation for medical supplies for convicts shall be spent on certification of the County Physician.

Item 18. Farm Demonstration

A-1 Farm Agent, Salary	\$ 1,139.64
2 Asst. Farm Agent, Salary	653.40
3 Asst. Farm Agent, Salary	319.44
4 Home Demonstration Agent—White, Salary ..	1,251.23
5 Asst. Home Demonstration, Salary	363.00
6 Home Demonstration Agent—Colored, Salary ..	1,081.19
7 Farm Agent—Colored, Salary	435.60
8 Stenographer—Colored, Salary	1,800.00

9	Stenographer—Salary	609.84
10	Stenographer to Farm Demonstration Agent, Salary	964.32
		<hr/>
	Total	\$ 8,617.66
B-11	Demonstration Supplies	\$ 125.00
12	Stationery and Supplies, Demonstration Agent	50.00
13	Rent, Heat, Telephone, Colored Agent	1,050.00
14	4-H Club—Boys	100.00
15	4-H Club—Girls	100.00
16	4-H Club—Negro	150.00
17	Future Farmers of America	100.00
18	Miscellaneous Expense	120.00
19	Telephone, Home Demonstration Agent	170.00
20	Greater Greenville Sanitation—To destroy, haul and dispose of dead animals	4,500.00
21	Cooperative Artificial Breeding Association ...	2,400.00
22	Demonstration material, Negro Agricultural Agent	50.00
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	Total	\$ 8,915.00
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	Total Item 18	\$ 17,532.66
Item 19. County Forestry Board		
B-1	Clerk—8 months @ \$27.83 per month, 4 months @ \$148.99	\$ 818.60
2	Ranger and 3 Wardens @ \$519.73 each, Travel and Expense	2,078.88
3	Towermen (4) @ \$69.36, Travel and Expense	277.44
		<hr/>
	Total Item 19	\$ 3,174.92
Item 20. Department of Public Welfare		
A-1	Director, Salary Supplement	\$ 1,143.45
2	Case Workers (22) @ \$19.05 each per month, Salary Supplement	5,029.20
3	Clerks (8) @ \$19.05 each per month, Salary Supplement	1,828.80
4	Statistical Clerk, Salary Supplement	571.83

5 Workers (3) @ \$19.05 each per month, Salary Supplement	685.80
6 Supervisors (4) \$47.64 each per month, Salary Supplement	2,286.72
7 Child Welfare Clerk, Salary Supplement	228.69
8 Additional Child Worker	3,778.10
Total	\$ 15,552.59
B-9 Welfare Workers, Mileage (4) @ \$33.00 per month each	\$ 1,584.00
10 Additional Child Worker, Mileage	270.00
11 Chairman of Board, Mileage and Expense	330.00
12 Telephone and Incidentals	1,500.00
13 Emergency Relief Purposes	2,500.00
14 Foster Home Care—D. P. W.	23,600.00
15 Miscellaneous	700.00
Total	\$ 30,484.00
Total Item 20	\$ 46,036.59
Item 21. Rehabilitation Camp	
A. Salaries	\$ 33,321.00
B. Inmate Maintenance	16,700.00
C. Camp Maintenance	10,330.00
D. Work Program	59,106.00
E. Permanent Improvements	5,000.00
Total Item 21	\$124,457.00
<i>Provided</i> , that the budget of the Rehabilitation Camp shall be approved by the Greenville County Legislative Delegation.	
GRAND TOTAL	\$ 1,847,742.79
Anticipated approximate revenue indirect levy for 1960-61 applicable to General County Purposes approximately	\$963,742.79
Approximate revenue to be raised by levy for General County Purposes	\$884,000.00

SECTION 3. Subitems of subdivisions under Section 2, Item 1 and Item 3 of this act may be diverted to any other subdivision under the same item, where such action is found to meet the deficiency in such subitem or subdivision such diversions to be made by the County Board of Commissioners, and upon and after the approval of the Greenville County Legislative Delegation at a duly called meeting; *provided*, the total appropriation of Item 1 be not thereby exceeded; *provided*, further, that like diversion in other items under Section 2 may be likewise made where no salary or fixed charge is thereby affected.

SECTION 4. No per diem shall be allowed out of Item 11 to any salaried officer of Greenville County.

SECTION 5. Item 10 entitled "Contingent Fund" of fifteen thousand dollars hereinabove referred to shall be expended in the discretion of, and under the direction of the Greenville County Delegation upon claims, demands and petitions previously approved by the County Board of Commissioners and for such purposes as may be prescribed by the delegation at regular called meetings duly assembled. *Provided*, that notices of any meetings shall state the matters to be considered, and any question or proposal not stated in the notice of a called meeting shall not be passed upon at such meetings unless as many as six members present vote in favor of considering the same.

SECTION 6. The amount hereinabove appropriated as salary for the county auditor and county treasurer are estimates only. The exact amount to be paid by this act appropriated as salary for each of said officers is a sufficient sum to make a total of five thousand nine hundred twenty dollars and fifty-three cents when added to the amount paid by the State.

SECTION 6-A. Members of the Board of Assessors for Greenville County except the members of the Special Board of Assessors for the City of Greenville shall be paid seven dollars and fifty cents per day for their services, and the members of the Special Board for the City of Greenville shall be paid ten dollars per day for their services. The members of the board shall be paid five cents per mile for all necessary travel incident to their work. The Special Board for the City of Greenville may employ a clerk, who shall receive as compensation for his or her services the sum of five dollars per day for not

exceeding ninety days. *Provided*, that no one shall be employed for the purpose without the prior approval and authorization of the chairman of the board.

SECTION 7. The County Board of Commissioners of Greenville County is hereby authorized to reduce the annual tax levy of any subdistrict of Greater Greenville Sewer District, whenever it shall appear to the Commission that the levy of any such subdistrict is excessive and higher than necessary to meet the debt service requirements and operating expenses of such subdistricts.

SECTION 7-A. The County Board of Commissioners of Greenville County with the approval of the Greenville County Legislative Delegation is hereby authorized to acquire from the United States of America, or any agency, department, authority, corporation or commission thereof, by purchase, lease, loan, gift, or otherwise, such equipment, machinery, supplies, materials, or property, real or personal, both as the county board of commissioners in its discretion shall deem necessary or beneficial to Greenville County or to any of its political subdivisions and to execute and deliver for and on behalf of the county, or any of its political subdivisions, any contract, lease or other instruments as may be necessary to consummate any transaction. The county board of commissioners shall make payment from the general funds of Greenville County for any property purchased hereunder, and there is hereby appropriated for such purpose from the general funds of Greenville County whatever sum or sums shall be necessary to carry out the purposes of this section.

SECTION 7-B. The County Board of Commissioners of Greenville County, subject to the written approval of the Supervisor of Greenville County, is hereby authorized to contract with the South Carolina Highway Department for the construction by the county of any road or roads or street or streets within the county, and to pay all cost of construction thereof out of the general fund of Greenville County pending the payment from the Highway Department for such construction. Any excess funds which may be received from the Highway Department over and above construction costs may be used by the Supervisor of Greenville County in improving and constructing roads within the county.

SECTION 7-C. No department head of Greenville County shall make any purchase, or contract to purchase, any materials, supplies,

equipment or services in excess of one hundred dollars without a purchase order previously approved by the county board of commissioners, the board being hereby authorized and directed to prescribe such forms and bookkeeping methods, and to promulgate such rules as will carry out the purposes of this provision. The county board shall not approve any purchase order which will involve an obligation over and above the appropriation provided for that purpose.

SECTION 8. The county board of commissioners is authorized and directed to allow the Associate Justice of the Supreme Court residing in the City or County of Greenville the use, without charge, of necessary office space in the Greenville County Courthouse and any allowance made by the State therefor may be used by him for other official expenses.

SECTION 9. Should any part or section of this act be invalidated by court decision on the grounds of illegality or unconstitutionality such decision shall render invalid or inoperative only such portion or portions of this act as may be specifically so invalidated, the remainder to continue in full force and effect.

SECTION 10. All expenditures heretofore authorized by the Greenville County Legislative Delegation and not heretofore validated are hereby ratified and validated.

SECTION 11. No department, agency, or officer of Greenville County shall receive additional pay or any overtime pay during the period for which the appropriations are made in this act.

SECTION 12. All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Authorize The Greenwood Metropolitan Commission To Borrow Not To Exceed Fifty Thousand Dollars For Expenses Incurred In Connection With The Construction, Planning

**Or Operation Of the Commission For The Fiscal Year 1960-61,
And To Provide For The Payment Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood Metropolitan Commission may borrow money.—The Greenwood Metropolitan Commission is hereby authorized to borrow not more than fifty thousand dollars, or so much as is necessary, to defray the expenses incurred in connection with the construction, planning or operation of the Commission for the fiscal year 1960-61.

SECTION 2. Notes—execution and payment.—The Greenwood Metropolitan Commission may make, execute and deliver, notes for the sum so borrowed, and arrange that it shall be repaid within a period of one year at a rate of interest agreed upon between the Commission and the lender. Immediately upon the execution and delivery of the notes, the Commission shall notify the Auditor and Treasurer of Greenwood County of the issuance of notes, method of payment, and interest rate; and, the auditor shall levy and the treasurer shall collect a tax of six mills for the year 1960 on all the property in the Greenwood Metropolitan District, including areas that may be annexed or added in 1960, sufficient to meet the payment and interest on the notes for the fiscal year 1960-61. Any surplus remaining from the six mill tax levy over and above the requirements of this act shall be placed in the county treasury to the credit of the Greenwood Metropolitan Commission and shall be paid out only upon orders or warrants signed by the Commission for the purposes specified in Act No. 441 of 1959 under which act the Greenwood Metropolitan District was created.

SECTION 3. Not to supersede other tax levy.—The provisions of this act shall not be deemed to supersede the authorization of Act No. 441 of the Acts of 1959, making provision for an ad valorem tax levy to provide for the payment of the bonds therein authorized.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R758, H2361)

No. 1028

An Act To Extend The Territorial Limits Of The Greenwood Metropolitan District To Include Recently Annexed Areas Of The City Of Greenwood And To Confirm A Bond Issue Without Further Elections; To Amend Act 441 Of 1959 Relating To The Greenwood Metropolitan District, So As To Provide Orderly Procedures For Areas Seeking Annexation To The District; To Authorize The District And Commissioners Of Public Works Of Greenwood To Contract For Certain Purposes; To Authorize Additional Contract Powers; To Provide For Advertising For Bids For Services Or Purchases In Excess Of Ten Thousand Dollars; To Provide Prorata Taxation For Future Annexation Occurring During A Taxable Year; To Authorize The Metropolitan Commission To Borrow In Anticipation Of Receipt Of Taxes; To Negotiate And Contract With Municipalities For Sewerage Handling; To Regulate Sewer Systems Within The District; To Authorize Relations Between The District And Commissioners Of Public Works Of Greenwood, South Carolina; And To Authorize The District To Designate Unincorporated Areas As Subdistricts Therein.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood Metropolitan District—area increased.

—The territorial limits of the Greenwood Metropolitan District as set forth in Section 1 of Act 441 of 1959 are hereby increased effective January 1, 1960 to include all areas which have been officially annexed to the City of Greenwood since the adoption of Act 441 of 1959, to the effect that all property now within the city limits of the City of Greenwood shall also be within and a part of the Greenwood Metropolitan District.

SECTION 2. Bonds may be issued without further elections.—

The election required by Act 441 of 1959 having resulted favorably to the issuance of bonds of the District, no further election shall be required notwithstanding the enlargement of the District provided for herein, or its subsequent enlargement through other methods herein provided.

SECTION 3. Act 441 of 1959 amended—Section 2 A added—procedure for annexation.—Act 441 of 1959 is amended by adding after Section 2 new Section 2 A which shall read as follows:

"Section 2 A. When petitioned by interested persons, or upon its own initiative and after careful investigation in either event, by resolution, the Greenwood Metropolitan Commission may propose extension of the limits of the Greenwood Metropolitan District by the annexation of territory which, in the aggregate, adjoins its existing boundaries. Such resolution, describing the territory proposed for annexation, shall be published by posting copies of it in at least three public places in the territory proposed for annexation, and by publishing notice of such resolution at or about the same time in a newspaper of general circulation, if there be one, in such territory and municipality.

"At least thirty and not more than sixty days after such publication, the proposed annexation shall be submitted by the County Commissioners of Election in an election to be held on the request and at the expense of the Greenwood Metropolitan Commission for approval or disapproval of the qualified electors who reside in the territory proposed for annexation. In the election or elections to be held the questions submitted to the qualified electors shall be 'For Annexation', 'Against Annexation'. The County Commissioners of Election shall promptly certify the results of the election or elections to the Greenwood Metropolitan Commission. If a majority of all the qualified electors voting thereon in the territory proposed to be annexed shall approve the resolution followed by further investigation and approval by resolution of the Greenwood Metropolitan Commission, annexation as provided therein shall become effective on the first day of the next succeeding calendar month following the certification of the election and resolution of approval. The mode of annexation herein provided shall be in addition to any other mode provided in this act."

SECTION 4. Act 441 of 1959 amended—Section 2 B added—certain property may be annexed by resolution of the commission.—Act 441 of 1959 is amended by adding after new Section 2 A new Section 2 B which shall read as follows:

"Section 2 B. When petitioned by a property owner, or all property owners of property, which, in the aggregate, adjoin the District lines, that such property or properties be annexed, such areas may be annexed, after inquiry and investigation, by resolution of the Greenwood Metropolitan Commission, effective on the first day of the next succeeding calendar month."

SECTION 5. Item (e), Section 3 of Act 441 of 1959, amended—powers—further.—Item (e) of Section 3 of Act 441 of 1959 is amended by adding at the end thereof the following: “and the Greenwood Metropolitan Commission and the Commissioners of Public Works of Greenwood, South Carolina are authorized to enter into such contracts, joint ventures and arrangements as they may mutually agree upon in furtherance of such unified and coordinated system;”.

SECTION 6. Section 3 of Act 441 of 1959 amended—Item (i) added—powers—further.—Section 3 of Act 441 of 1959 is amended by adding after Item (h) new Item (i) which shall read as follows: “(i) To contract to accept specified quantities and qualities of waste, effluent and sewerage for treatment, and to enter into ‘hold harmless’ agreements relating thereto upon such terms and conditions as it may determine.”

SECTION 7. Section 5 of Act 441 of 1959 amended—records—audits—bids.—Section 5 of Act 441 of 1959 is amended by striking the last sentence thereof and inserting in lieu thereof the following: “On all contracts involving more than ten thousand dollars, the Commission shall advertise for bids for at least ten days by one publication in one or more newspapers published in the District on contracts for work to be done and materials furnished, and shall have the right to reject any and all bids and to enter contracts with the lowest responsible bidder. On all contracts or purchases involving less than ten thousand dollars, the Commission is authorized to negotiate for contracts or purchases of services or materials without advertising, and under such conditions and requirements as the Commission may prescribe.”, so that when amended Section 5 shall read as follows:

“Section 5. The Commission shall keep a permanent record of its proceedings, which shall be at all times accessible to the public, and also of all contracts made by it, and an accurate map and plan of the work done and projected, and shall keep proper books showing in detail all moneys received and disbursed by it. The books shall be audited annually by an independent auditing firm selected by the Commission. On all contracts involving more than ten thousand dollars, the Commission shall advertise for bids for at least ten days by one publication in one or more newspapers published in the District on contracts for work to be done and materials furnished, and shall have the right to reject any and all bids and to enter con-

tracts with the lowest responsible bidder. On all contracts or purchases involving less than ten thousand dollars, the Commission is authorized to negotiate for contracts or purchases of services or materials without advertising, and under such conditions and requirements as the Commission may prescribe."

SECTION 8. Section 7 of Act 441 of 1959 amended—taxing of annexed areas.—Section 7 of Act 441 of 1959 is amended by adding at the end thereof the following:

"When as a result of annexation by any method provided herein additional property shall be included within the area of the District, then from such effective date of annexation, persons and property within the area being annexed shall become liable on a prorata basis for all Metropolitan Sewer District taxes and other charges during the remainder of the current tax year, and the same shall be collectible in like manner and by like means as in the case of other Metropolitan Sewer District taxes and charges."

SECTION 9. Act 441 of 1959 amended—Section 7 A added—commission may borrow money.—Act 441 of 1959 is amended by adding new Section 7 A which shall read as follows:

"Section 7 A. In anticipation of the collection of taxes in any calendar year, the Greenwood Metropolitan Commission may, from time to time, as occasion may require, borrow money for Commission purposes on its note and pledge the taxes levied or to be levied in such year for such purposes for the payment of such note and the discount or interest thereon, and such note it may discount generally, if desired, without responsibility to the person advancing the money on such security to see to the application of the funds realized thereon; *provided*, however, any such borrowing in anticipation of taxes shall specify whether it is in anticipation of taxes for payment of principal or interest on outstanding bonds, and, if so, then such proceeds of such borrowing shall be paid to the county treasurer to be placed in the sinking fund for such purposes only. Any borrowing in anticipation of the collection of taxes for operation and maintenance shall specify the same and the proceeds of such borrowing shall be retained by the Commission for such purposes."

SECTION 10. Section 10 of Act 441 of 1959 amended—construct trunk lines and sewerage disposal plants.—Section 10 of Act 441 of 1959 is amended by striking the period at the end thereof and inserting in lieu thereof the following: ", which are not within incorporated

municipalities, and as to those within incorporated municipalities, the Commission and such municipalities are authorized to negotiate mutually agreeable contracts for the same.”, so that when amended such section shall read as follows:

“Section 10. The commission, from the proceeds of the sale of the bonds, shall at once, with reasonable promptness, make contracts for the construction, and construct and operate in the district adequate main trunk lines and construct and establish adequate sewerage disposal or treatment plants and provide for the connecting therewith of existing sewer systems in the district, which are not within incorporated municipalities, and as to those within incorporated municipalities, the Commission and such municipalities are authorized to negotiate mutually agreeable contracts for the same.”

SECTION 11. Section 13 of Act 441 of 1959 amended—survey and map—commission to supervise certain sewer systems within district.—Section 13 of Act 441 of 1959 is amended by striking the second sentence and inserting in lieu thereof the following:

“No sewer system within the District and which is not within an incorporated city or town shall hereafter be constructed or enlarged, except under the supervision of Greenwood Metropolitan District Commission. Incorporated cities and towns within such District may, upon request, avail themselves of such supervision.”, so that when amended such section shall read as follows:

“Section 13. The Commission shall have made a survey and map of the district which shall be kept on file in its office, and which shall show all the lines it shall construct and establish, or which shall be hereafter constructed and established in the district. No sewer system within the District and which is not within an incorporated city or town shall hereafter be constructed or enlarged, except under the supervision of Greenwood Metropolitan District Commission. Incorporated cities and towns within such District may, upon request, avail themselves of such supervision.”

SECTION 12. Section 14 of Act 441 of 1959 amended—areas annexed to City of Greenwood may be included in District—present sewer lines and systems of city not to be affected—contracts and agreements.—Section 14 of Act 441 of 1959 is amended to read as follows:

“Section 14. Any area hereafter annexed to the City of Greenwood, which, at the time of annexation, is not a part of any organized

subdistrict hereunder or which is not a part of the District, may be included within the Greenwood Metropolitan District upon inquiry and investigation of and approval by resolution of the Commissioners of Public Works of the City of Greenwood. The approval of an area for annexation to the City of Greenwood shall include by such act of approval, the consent to become annexed likewise to the District in the manner herein provided. In the event of the annexation of any area by the City of Greenwood which is then a part of an organized subdistrict of the Metropolitan District, the Commissioners of Public Works of the City of Greenwood and the committee of such subdistrict are authorized to determine the terms and conditions under which the area may be admitted into the Greenwood Metropolitan District. The Commissioners of Public Works of the City of Greenwood shall continue to possess all municipal powers relative to sewerage, and also are hereby vested with any additional powers granted to committees for subdistricts and such Commissioners of Public Works shall continue to be the governing body for the sewerage system of the City of Greenwood. The government and control of the sewer lines and systems now or in the future owned and operated by the City of Greenwood shall not be interfered with by the act, nor the powers and authorities of its statutory agent charged with operating the same infringed upon or reduced by this act, but the City of Greenwood is authorized and empowered, through its statutory agent, Commissioners of Public Works, to connect its system with the main trunk lines and thereby to treatment plants to be constructed, established, leased or operated by the Greenwood Metropolitan Commission.

“The Greenwood Metropolitan Commission and the City of Greenwood and Commissioners of Public Works of the City of Greenwood, South Carolina, may enter into any contractual arrangements, such as leases, joint use of facilities, maintenance agreements and other mutually desirable arrangements relating to sewerage facilities, services, personnel, maintenance, construction, et cetera.”

SECTION 13. Section 15 of Act 441 of 1959 amended—commission may designate subdistricts.—Section 15 of Act 441 of 1959 is amended to read as follows:

“Section 15. The Commission is authorized and empowered to designate any area other than an incorporated municipality in the District having a sewer system now in existence and operation as a subdistrict, and to identify it alphabetically.”

SECTION 14. Section 16 of Act 441 of 1959 amended—areas without lateral lines or sewer systems—incorporate and issue bonds if election favorable.—Section 16 of Act 441 of 1959 is amended by striking the first word “Communities” and inserting in lieu thereof the word “Areas”, so that when amended such section shall read as follows:

“Section 16. Areas in the District which have no existing lateral lines or sewer systems, but which may now or hereafter desire to have constructed and installed such lines or systems, may become incorporated as a subdistrict and issue bonds or certificates of indebtedness for an amount necessary to install and construct such lateral lines or systems and necessary water lines in the following manner:

A petition signed by one-third of the freeholders in such proposed subdistrict shall be filed with the Commission, praying that it order an election in the subdistrict for the purpose of (a) incorporating the subdistrict; (b) allowing the subdistrict to issue bonds or certificates of indebtedness for an amount necessary to install the desired laterals and necessary water lines and connect the same with the main trunk line, and (c) to provide for the levy of a tax in the proposed subdistrict sufficient to pay the interest on the bonds or certificates of indebtedness to be issued, and create a sinking fund for their payment at maturity. Their maturity date shall not extend beyond the maturity date of the bonds authorized to be issued by the Greenwood District, and the bonds or certificates of indebtedness shall constitute a lien upon the property of the subdistrict. Upon receipt of the petition, the Commission shall carefully consider the boundaries, topography, and other features bearing upon the practicability, economy and desirability of creating the proposed subdistrict, and estimate the cost of constructing the proposed system. If, in the opinion of the Commission, the creating of the proposed subdistrict is advisable, the Commission shall order an election in the proposed subdistrict upon the questions stated in the petition, and shall specify an amount sufficient, according to their estimate of costs, in excess of which no bonds shall be issued. It shall appoint from the residents of the proposed subdistrict managers for the election, fix the time and place for the holding of same, provide a box and ballots therefor, and shall give notice of the time and place of holding such an election by publication thereof in a newspaper published in the District once a week for at least three successive weeks prior to the date for holding the election. Only qualified electors presenting proof of their qualifications and of the payment

of taxes then due and payable shall be permitted to vote at the election, the costs and expenses of which shall be paid by the subdistrict in which it is held. The managers shall count the ballots and make their return to the Commission, delivering to it the original ballots and tally sheets, and the Commission shall, within two days after the managers have made their returns, meet and, by resolution, declare the result of the election. Should the result of the election be in favor of the proposed creation of the subdistrict and of the issuance of bonds and the levy of the tax, the Commission shall thereupon certify that the proposed subdistrict has been created and has become a body politic under the name of 'Greenwood Metropolitan Subdistrict _____,' using the letters of the alphabet for the official designation, assigning to each subdistrict as it may be so created the letter alphabetically following the one assigned to the next preceding subdistrict, and such subdistrict shall thereupon be and become a body politic and corporate and have the powers and privileges, and be subject to the rules and regulations herein imposed."

SECTION 15. Section 18 of Act 441 of 1959 amended—subdistrict to contract with commission for construction of water and sewer lines—no work to be done without approval of commission.

—Section 18 of Act 441 of 1959 is amended by striking on line 7 the following: "(Subdistrict 'A')", so that when amended such section shall read as follows:

"Section 18. Such subdistrict, through its committee, may enter into a contract with the Greenwood Metropolitan Commission whereby the construction and installation of the necessary water and sewer lines therein shall be done under the supervision of the Commission, and no installation or construction of water or sewer lines in the Greenwood Metropolitan District or in any subdistrict thereof, except the City of Greenwood, shall be done or constructed until and unless all the plans and specifications therefor shall be prepared by the Commission. All contracts for any work to be done shall contain a provision that the work shall be done under the supervision of the engineers of the Commission, and shall not be paid for until and unless the work done has been approved by its engineers, nor shall any laterals constructed in any such subdistrict be connected with the trunk lines until the Commission and its engineers shall have approved and accepted the work."

SECTION 16. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R826, H2448)

No. 1029

An Act To Direct The State Highway Department To Add To The State Highway System, Survey And Construct A Certain Road In Greenwood County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Highway Department to construct road in Greenwood County.—The State Highway Department is directed to add to the State Highway System, survey and construct a road approximately four miles in length commencing at Road 100 near Coronaca Creek and extending in a southwesterly direction, approximately parallel to a newly laid twenty-four inch water main to connect with the southeastern extension of the State Highway 72 Bypass south of the Seaboard Railroad Underpass.

SECTION 2. Costs.—The cost of this road may be charged against funds allocated to Greenwood County for secondary or farm-to-market road construction.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R1026, H2592)

No. 1030

An Act To Authorize The Finance Board Of Greenwood County To Sell A Portion Of Any Land Owned Or Acquired By It To Parke-Davis And Company For Use As An Industrial Site For A Price Not Less Than The Total Acquisition Cost To The County Of The Land Sold.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood County may sell land to Parke-Davis Co.—The Finance Board of Greenwood County is authorized to sell a portion of any land owned or acquired by it to Parke-Davis and Company for use as an industrial site for a price not less than the total acquisition cost to the county of the land sold.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1065, H2593)

No. 1031

An Act To Authorize The Finance Board Of Greenwood County To Purchase A One Hundred And One Acre Tract From The Seaboard Air Line Railroad Company For Possible Use As An Industrial Site By Parke-Davis And Company And To Provide For The Financing Of Such Acquisition.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood County may purchase land from Seaboard.—The Finance Board of Greenwood County is hereby authorized to purchase from the Seaboard Air Line Railroad Company that tract of land in Greenwood County known as "The Reynolds Tract," comprising approximately one hundred and one acres, at a price not to exceed three hundred and fifty dollars per acre. This is the same land as that described in the agreement entered into by the Seaboard Air Line Railroad Company and the Greenwood County Legislative Delegation for the purpose of procuring an industrial site for use by Parke-Davis and Company.

SECTION 2. Borrow money for purchase.—The Finance Board of Greenwood County is authorized to borrow from any bank or agency it may select such sum of money as may be necessary to effect the purchase authorized in Section 1 of this act. The indebtedness shall be evidenced by a note or notes and bear such rate or rates of interest as

the board may determine. The indebtedness shall be paid within one year from the date of the note or notes, *provided*, however, if the real estate authorized to be purchased by this act shall be sold within a period of one year, the indebtedness together with interest thereon shall forthwith be paid out of the sale price for the property sold.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1068, H2608)

No. 1032

An Act To Authorize The Finance Board Of Greenwood County To Borrow Not Exceeding Thirty-Three Thousand Dollars To Refinance An Existing Obligation For The Purchase Of Property For Industrial Development And To Purchase Additional Property For The Same Purpose And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood County may borrow money—purpose.

—In order to refinance an existing obligation for the purchase of industrial development property, and to purchase lands adjoining those of Greenwood County and owned by Marion B. Tarrant, the Finance Board of Greenwood County is authorized to borrow the sum of not exceeding thirty-three thousand dollars, if so much be necessary, from any bank or agency it may select; the sum to be used as follows: one thousand dollars shall be used for the purchase of Tarrant property and thirty-two thousand for refinancing the indebtedness, including interest and expenses in connection with the matters. The indebtedness shall be evidenced by notes and bear such rate of interest as the board may determine. The indebtedness shall be paid within one year from the date of the notes, *provided*, however, if the real estate purchased by the board for industrial development should be sold within the period of one year, the indebtedness together with interest thereon shall forthwith be paid out of the sales price for the property sold.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1074, S730)

No. 1033

An Act To Authorize The Board Of Trustees Of Greenwood County School District No. 50 To Borrow Not Exceeding One Hundred Twenty-Five Thousand Dollars For The Construction Of A New Elementary School Building And For The Renovation Of An Existing School Building And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenwood County School District 50 may borrow money—notes—interest.—The Board of Trustees of Greenwood County School District No. 50 in Greenwood County and the county treasurer are hereby authorized to borrow on notes signed by the chairman of the board and the county treasurer not to exceed the sum of one hundred twenty-five thousand dollars for the purchase of land for the construction of a new elementary school building, and for the renovation of an existing school building, which shall be used as an administration building for School District No. 50. The notes shall bear such rates of interest as may be decided upon by the board of trustees and the treasurer, the interest to be paid annually and the notes shall be payable in five annual installments with the right to anticipate payments at any annual interest paying period.

SECTION 2. Payment.—For the payment of the note or notes, funds received by the school district not otherwise pledged nor designated for a particular use shall be pledged for the payment of the loan and the interest thereon.

SECTION 3. Payment—further.—As additional security for the loan and the interest thereon, in the event the above funds are insufficient to pay the principal and interest on the loan, the Auditor of Greenwood County shall levy, and the Treasurer of Greenwood Coun-

ty shall collect, an annual tax upon all of the taxable property of School District No. 50 of Greenwood County sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. The full faith, credit and taxing power of the school district are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1111, H2691)

No. 1034

An Act To Authorize The Finance Board Of Greenwood County To Borrow Not Exceeding Two Hundred And Three Thousand Dollars For County Purposes And To Provide A Tax For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Greenwood County may borrow money—purposes—notes—execution—interest.—The Finance Board of Greenwood County is authorized to borrow not exceeding the sum of two hundred and three thousand dollars for the establishment of rural fire control, the completion of the Brewer Hospital, the installation of a sprinkler system in Lander College, and the installation of an elevator in the Greenwood Public Library. Of the amount so borrowed the board shall spend not exceeding one hundred and sixty-five thousand dollars for the establishment of rural fire control, not exceeding twenty thousand dollars for the completion of the Brewer Hospital, not exceeding fifteen thousand dollars for the installation of a sprinkler system in Lander College, and not exceeding three thousand dollars for the installation of an elevator in the Greenwood Public Library. The money herein provided for shall not be borrowed until requested by the various sources authorized to spend it. The amount so borrowed

shall be evidenced by notes to be executed by the chairman of the finance board and the treasurer of the county, and shall bear such rate of interest as may be agreed upon between the finance board and the lender, and shall be payable within ten years from the date of the issuance of the notes. *Provided*, however, that the finance board may repay the notes at any time before the date due.

SECTION 2. Payment.—In order to provide for the payment of the loan and interest thereon, there is hereby levied an annual tax upon all of the taxable property in the county, sufficient to retire the loan plus interest within a period of ten years. The entire proceeds of this tax levy shall be paid annually to the party from whom the money is borrowed, and shall be applied on the principal and interest of the notes given to secure the loan, until the debt with interest is paid in full, at which time the tax shall no longer be levied. The auditor shall levy, and the treasurer shall collect, the tax so levied.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1112, H2693)

No. 1035

An Act To Authorize The Finance Board Of Greenwood County To Borrow Not Exceeding One Hundred Seventy-Five Thousand Dollars For The Purpose Of Acquiring Land For County Purposes And To Provide For The Payment Of The Money Borrowed.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Greenwood County may borrow money.—The Finance Board of Greenwood County is hereby authorized to borrow not exceeding the sum of one hundred seventy-five thousand dollars and to issue notes of the county therefor.

SECTION 2. Proceeds.—The proceeds of the loan shall be used for the acquisition of land for the use of the county.

SECTION 3. Notes — maturity — interest — redemption.—The notes may be issued under such terms and conditions as the Finance Board may prescribe. Any notes issued or payments thereunder shall mature as the board shall determine; however, no note shall mature later than ten years from the date of this act. The notes shall bear such rate of interest as the board may determine. Any note issued pursuant to this act may, at the discretion of the board, contain a provision permitting its redemption prior to its maturity date.

SECTION 4. Execution.—The notes shall be executed in such manner as the Finance Board shall prescribe.

SECTION 5. Exempt from taxes.—The notes and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 6. Payment.—For the payment of the notes, with interest thereon, the full faith, credit and taxing power of Greenwood County is hereby pledged and the Auditor and Treasurer of Greenwood County, respectively, are hereby directed to levy and collect annually a tax upon all of the taxable property in the county sufficient to pay the principal and interest on the notes as they respectively mature.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Provide For The Levy Of Taxes For Greenwood County For The Fiscal Year 1960-1961, And For The Expenditure Thereof; To Require Monthly Reports Of Receipts And Disbursements; To Provide For Emergency Financing Of The County And Its School Districts; To Provide For The Sending Out Of Tax Notices, Fixing School District Levies And For A General School Levy, And For The Expenditure Thereof; To

Limit The Use Of The County Equipment And Labor; And To Provide Penalties For The Violation Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of sufficient mills to pay the appropriations for Greenwood County hereafter made for the fiscal year beginning July 1, 1960, and ending June 30, 1961, after crediting against the appropriation all other revenue anticipated to accrue to the county during the fiscal year, not earmarked for specific purposes, is hereby levied upon all the taxable property of Greenwood County. The amount of millage shall be determined by the County Auditor in consultation with the Legislative Delegation and the Finance Board of Greenwood County.

SECTION 2. There is hereby appropriated for Greenwood County for the fiscal year beginning July 1, 1960, and ending June 30, 1961, the following sums of money in the amounts and for the purposes herein set forth as follows:

Item 1. Road Maintenance Supervision:

A-1. Groceries	\$ 10,500.00
A-2. Salaries and Labor	42,000.00
A-3. Fuel Oil and Grease	16,000.00
A-4. Bridge Material	12,000.00
A-5. Road Material	11,000.00
A-6. Clothing and Camp Service	6,800.00
A-7. Medical Service and Medicine, Insurance on county equipment and miscellaneous items	4,500.00
A-8. Parts and Repairs	23,000.00
A-9. Maintenance and Building of Surface Treated Roads.	

The Supervisor of Greenwood County shall be responsible for repairing and maintaining all improved and surface treated roads in the county system. He further shall be responsible for making, grading, improving, and building such surface treated roads as might be designated from time to time by and for which funds have been appropriated by the Greenwood County Legislative Delegation.

Subtotal\$125,800.00

B. Supervisor's Salary	\$ 5,400.00
C. Auto Upkeep and Traveling Expenses for Supervisor	600.00
D. Secretary of the Finance Board and Secretary of Greenwood Fair Ground Commission and Clerk of Finance Board	5,400.00
E. Auto Upkeep	300.00
F. Secretary to Supervisor and Finance Board ...	3,000.00
G. County Physician	600.00
Serving chain gang, jail and cases approved by the Department of Public Welfare anywhere in Greenwood County; <i>provided</i> , the County Physician shall be selected by a majority vote of the Finance Board.	

TOTAL ITEM 1\$141,100.00

Item 2. Law Enforcement:

A. Sheriff's Salaries and Transportation:	
A-1. Sheriff's Salary	\$ 5,400.00
A-2. Six Deputy Sheriffs at \$3,950.00 each	23,700.00
A-3. Secretary to Sheriff	2,750.00
A-4. Transportation of Prisoners	500.00
A-5. Auto Upkeep and Traveling Expenses for Sheriff and Deputies	4,200.00
B. Constables:	
B-1. At Ninety Six Cotton Mill	3,900.00
<i>Provided</i> , the Ninety Six Cotton Mill shall reimburse Greenwood County for \$1,950.00.	
B-2. His Auto Upkeep and Traveling Expenses	200.00
<i>Provided</i> , that Ninety Six Cotton Mill shall match this travel with the same amount.	
B-3. Matthews Mill (2 at \$3,900.00 each)	7,800.00
<i>Provided</i> , that Matthews Mill shall reimburse Greenwood County in the sum of \$3,900.00.	
B-4. Their Auto Upkeep and Traveling Expenses ..	300.00
<i>Provided</i> , that Matthews Mill shall match this travel with the same amount.	
B-5. At Ware Shoals, County's one-half part of four constables at \$1,950.00	7,800.00

- B-6. Their Auto Upkeep and Traveling Expenses for Chief of Police and Deputies at Ware Shoals . . . 600.00
Provided, that Ware Shoals shall match this travel with the same amount.
- B-7. Harris Mill 3,900.00
Provided, Harris Mill shall reimburse Greenwood County in the sum of \$1,950.00.
- B-8. Auto Upkeep and Travel Expense, Harris Mill Deputy 200.00
Provided, Harris Mill shall match this travel with the same amount.
Provided, that the appropriations for auto expenses and traveling expenses provided for in Item 2, B-2, B-4, B-6, B-8, shall be paid to the respective mill companies and shall be disbursed by them.
- B-9. Ware Shoals West End—Law Enforcement, two Deputies, salary to be fixed by association . . 3,900.00
This fund is intended to match the funds provided by West End Merchants Association for law enforcement in that community. Payment from the fund shall be made only on written orders of the Secretary of the Association, to which must be attached a sworn statement of the Secretary showing the purpose of the proposed expenditure, that it has been authorized by a majority of the Association and that the Association has already expended a like amount for the same purpose.
- C. Jail Expenses, including dieting of prisoners at \$1.25 per day 7,200.00
- D. National Guard Units 1,500.00
Provided, that this amount shall be divided among the various units located in Greenwood County.
- E. One-half of Fingerprint and Picture Record of all prisoners (other half by city) 360.00
- F. Secret Service Work 200.00
Provided, that a portion of this fund may be used for the purpose of taking photographs to be used as evidence in criminal cases.

G. Officers' Uniforms	1,800.00
<i>Provided</i> , that this appropriation shall be disbursed as follows: six Deputy Sheriffs in the Sheriff's Office shall be allowed the sum of one hundred and fifty dollars each; two Deputy Sheriffs at Matthews Mill the sum of seventy-five dollars each (county's half part); one Deputy Sheriff at Ninety Six Cotton Mill, seventy-five dollars (county's half part); four Deputy Sheriffs at Ware Shoals Cotton Mill, seventy-five dollars each (county's half part); one Deputy Sheriff at Harris Mill, seventy-five dollars (county's half part); two Deputy Sheriffs at West End, seventy-five dollars each (county's half part); Del. Tax Collector, \$150.00.	
H. Insurance on Officers' Cars	2,100.00
I. Clerk of Court	1,300.00
The office of clerk of court is a fee office supplemented by the amount provided above, and the clerk is required to pay from his fees, including this supplement, the salaries of his employees and office expenses, and it is hereby declared that such has always been the case; <i>provided</i> , however, that should the clerk's income be less than \$5,400.00 after payment of salary of clerk in the amount of \$2,850.00 and such temporary or emergency assistance paid on a proportionate basis, and after payment of office expenses, the county shall pay the difference upon showing made by affidavit of income and expenses.	
J. Attorney	1,200.00
<i>Provided</i> , the said attorney shall be selected by majority vote of the Finance Board.	
K. Coroner:	
K-1. Salary	1,000.00
K-2. Telephone at his residence	37.00
K-3. Travel	120.00
L. Post Mortems, Inquests and Lunacies	2,000.00

M. Inquest Jurors	500.00
N. Magistrates:	
N-1. Ware Shoals	1,900.00
N-2. Greenwood	4,100.00
N-3. Ninety Six	950.00
N-4. Hodges and Cokesbury	720.00
N-5. Troy	110.00
N-6. Oak Grove	110.00
N-7. Clerk for Greenwood Magistrate	2,750.00
O. Jurors and Witnesses in Circuit Court	8,000.00
<i>Provided</i> , that Jurors and Bailiffs receive six dollars per day each and ten cents per mile one way for term.	
P. Jurors serving in Magistrates' Courts in criminal cases only	200.00
<i>Provided</i> , that Jurors serving Magistrates' Courts shall receive two dollars per day.	
Q. Judge of Probate:	
The office of the Judge of Probate is a fee office and the Judge of Probate is required to pay from his fees the salary of his clerk and expenses as has always been the case; <i>provided</i> , that should the Judge of Probate's income be less than \$5,400.00 after payment of salary of clerk in the amount of \$2,850.00 and such temporary or emergency assistance paid on a proportionate basis and office expenses, the county shall pay the difference upon showing made by affidavit of income and expenses.	
R. Clerical Assistance, Probation Officer, Greenwood County share	250.00
S. Clerical Assistance for Solicitor	600.00
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TOTAL ITEM 2	\$104,157.00
Item 3. Education and Agriculture:	
A. Salaries:	
A-1. County Agent	\$ 360.00
A-2. Negro Home Agent's Salary and Travel	480.00
A-3. Supplies for Home Demonstration Agent	50.00

A-4. Home Demonstration Work for Girls	100.00
A-5. Home Demonstration Work for Negro Girls ..	75.00
A-6. Boys' 4-H Club Work	100.00
A-7. Negro Boys' 4-H Club Work	75.00
A-8. Clerical Assistance—Negro Agent	600.00
A-9. Superintendent of Education, Salary	1,027.50
This amount in addition to the amount provided by the State provides a total salary for the Su- perintendent of Education of \$5,400.00.	
A-10. Adult Education	1,500.00
B. Travel Allowance:	
B-1. Vocational Agriculture Teacher	240.00
B-2. Superintendent of Education	300.00
C. Rents:	
C-1. Colored County Agent's Office	135.00
C-2. For expenses for fire control	1,800.00
<i>Provided</i> , fire wardens shall each receive the sum of \$600.00 as expense and for expenses for fire ranger the sum of \$600.00.	
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TOTAL ITEM 3	\$ 6,842.50
Item 4. Collection of Taxes:	
A. Salaries:	
A-1. Treasurer's Salary	\$ 1,902.00
This amount in addition to the amount provided by the State provides a total salary for the Treas- urer of \$5,400.00.	
A-2. Chief Clerk for Treasurer	3,000.00
A-3. Assistant Clerk for Treasurer	2,750.00
A-4. Travel and official expenses for Treasurer...	220.00
A-5. Auditor's Salary	1,902.00
This amount in addition to the amount provided by the State provides a total salary for the Au- ditor of \$5,400.00.	
A-6. Travel allowance for Auditor	220.00
A-7. Chief Clerk for Auditor	3,000.00
A-8. Assistant Clerk for Auditor	2,750.00
A-9. Tax Collector	3,950.00
A-10. Secretary to Tax Collector	2,750.00

B. Auto Upkeep and Maintenance of Tax Collector	775.00
C. Board of Assessors and Tax Appeals	2,700.00
D. Sending Out Tax Notices:	
D-1. Treasurer's Office	875.00
D-2. Delinquent Tax Collector's Office	315.00

TOTAL ITEM 4 \$ 27,109.00

Item 5. Health Service:

A. County Health Unit	\$ 33,872.00
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Provided, that the County Health Department shall furnish the County Finance Board with one itemized statement of the expenditure of this money.

Provided, further, that \$4,272.00 of the above appropriation shall be used for salary and travel for an additional sanitarian as recommended to the Greenwood County Legislative Delegation in a request on January 21, 1960.

B. Charity Patients at Self Memorial Hospital or other institutions as approved by the Department of Public Welfare	21,666.67
C. Brewer Hospital, for charity patients	35,000.00

TOTAL ITEM 5 \$ 90,538.67

Item 6. Public Welfare and Other Assistance:

A-1. For boarding homes and other relief and matching state funds if needed	\$ 2,500.00
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Provided, that the Department of Public Welfare shall assume full responsibility for the welfare of the paupers of Greenwood County.

A-2. Telegrams and Long Distance Telephone calls . .	100.00
A-3. Expenses of Child Welfare Worker	600.00

Provided, that the above sum shall be payable in equal monthly installments of \$50.00 without the necessity of itemizing same.

C. Veterans' Service Office:

C-1. Salary of Service Officer	5,100.00
C-2. Salary of Office Help	2,750.00

Provided, from the amount appropriated in Item 6, C-1 for the Service Officer, he shall pay all expenses of travel and other official expenses.

Provided, further, the funds, if any, provided by the State for the support of Veterans' Service Officer of Greenwood County shall be applied to the payment of the foregoing salaries and expenses and not duplicated.

C-3. Office Rent for Service Officer 408.00

TOTAL ITEM 6\$ 11,458.00

Item 7. Contractual Services:

A. Public Buildings, including water, fuel, lights and insurance\$ 10,000.00
Repairs at Lander College 6,500.00

B. Printing, postage and stationery, stamps, adding machine and typewriter supplies and for indexing of books, repair and purchase of books .. 12,120.00

D. Telephone and Telegrams 3,610.00

Telephones shall be located one each in the office of the Sheriff, Supervisor, Treasurer, Auditor, Superintendent of Education, Clerk of Court, Judge of Probate, Grand Jury Room, Service Officer, Tax Collector, Home Demonstration Agent, one in Colored County Agent's office and one each in the homes of the Sheriff, the six Deputy Sheriffs stationed at the Courthouse, the Chief Deputy Sheriffs stationed at Ware Shoals Manufacturing Company, Matthews Cotton Mill, Harris Mill and Ninety Six Cotton Mill; *Provided*, one-half of the necessary charges for the telephone service in the homes of the deputies stationed in the cotton mill villages shall be contributed by the respective cotton mill companies. All long distance messages shall be itemized and verified before payment from this fund.

E. Janitor Service 4,000.00

Provided, that the Old Courthouse Building and new annex thereto, the Health Department

Building and the old library building shall be serviced from this sum.

F. Auditing County Books	1,500.00
G. Typing Audit Reports	50.00
H. Paupers' Funerals	300.00
<i>Provided</i> , that any expenditure under this appropriation shall be approved by the Board of Public Welfare.	
I. Workmen's Compensation Fund	2,000.00
J. Premiums of Officers' Bonds	1,525.00
K. South Carolina Retirement System and Social Security	8,775.00
L. Servicing radios in Sheriff's cars	600.00

TOTAL ITEM 7 \$ 50,980.00

Item 8. Domestic Relations Court:

A. Salaries:	
A-1. Judge	\$ 4,200.00
A-2. Probation Officer	3,900.00
A-3. Secretary	2,850.00
B. Travel Allowance:	
B-1. Probation Officer, Travel	300.00
<i>Provided</i> , that the above sum shall be payable in equal monthly installments of \$25.00 without the necessity of itemizing same.	
C. Telephone, Stationery, Stamps and Office Supplies	1,250.00
D. Fund for Mental Examinations and Detention Care	300.00
E. Part-time clerical help	780.00

TOTAL ITEM 8 \$ 13,580.00

- Item 9. Miscellaneous Contingent Fund for the purpose of taking care of emergencies that may arise and unforeseen expenditures during the fiscal year 1960-1961 \$ 6,000.00
- Provided*, that in the event the Finance Board shall determine it necessary to provide a public cotton platform, it shall be paid for from this

account, the amount not to exceed ten dollars per month for the time that it is used.

Provided, further, that not to exceed one thousand dollars of this amount shall be used for the expenses of civil defense.

Provided, further, that in no event shall any portion of this appropriation be used for an account for which there is a specific appropriation made in this act.

TOTAL ITEM 9	\$ 6,000.00
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GRAND TOTAL	\$451,765.17
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Anticipated Revenue 1960-1961 other than taxation:

Fines, Forfeitures and Licenses	\$ 50,000.00
Insurance License Tax	30,000.00
Beer, Wine and Whiskey Tax	45,000.00
Delinquent Taxes and Execution Fees	20,000.00
Bank Tax	5,500.00
Reimbursement from industrial companies for constables	7,800.00
Revenue from Income Tax	43,000.00
State Contribution for Service Officer	4,500.00
National Forest Fund	6,000.00
Unpledged Revenue from Gasoline Tax	30,000.00

TOTAL	\$241,800.00
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Balance to be Raised by Taxation	\$209,965.17
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SECTION 3. All fines collected in the Circuit Court in Greenwood County shall in all cases where the arrest was made or the charges preferred by the police officers of the City of Greenwood or of the Town of Ninety Six and where they appear as material witnesses in such cases, be equally divided, one-half thereof being paid into the county treasury, and one-half thereof being paid to the City Clerk and Treasurer of the City of Greenwood or the City Clerk of the Town of Ninety Six, as the case may be.

SECTION 4. The amounts herein appropriated shall be paid out as near as practicable one-twelfth each month during the year 1960-

1961, and if any item or salary has been overpaid for any month, such overpayment shall be deducted the following month. All accounts shall be kept separate and distinct and expended only for the purposes for which appropriated; *provided*, the amounts herein appropriated for the specific items as set out herein shall not, nor shall any part thereof, be used for any other purpose except upon the written consent of the Senator and a majority of the members of the House of Representatives from Greenwood County. *Provided*, further, no claim or bill shall be approved or paid unless same shall state fully, under oath, what it is for, or give the kind or quality of thing or commodity which it represents, in addition to the amount and time furnished. The money herein appropriated for auto upkeep and travel and for other expenses of county officials shall be paid out only upon itemized claims which have been verified by the official incurring the expenses and approved by the Supervisor and the Clerk to the Finance Board.

SECTION 5. The Clerk to the Finance Board shall on or before the fifteenth day of each month deliver to the Foreman of the Greenwood County Grand Jury and to each member of the Greenwood County Legislative Delegation a statement itemized in detail of receipts and disbursements of county funds during the preceding month, and the purpose for which used.

SECTION 6. The Finance Board of Greenwood County, with the approval of the Senator and a majority of the members of the House of Representatives from Greenwood County, be, and they are hereby authorized and empowered to make regulations or take such action as may be necessary under the emergency which may arise before the convening of the next session of the General Assembly, for the financing of the affairs of Greenwood County, both the general county matters and all school matters, with the further provision that a full and complete record of any action taken under the provisions of this section shall be kept by the Secretary of the Finance Board; *provided*, before any action is taken by the Finance Board in connection with this section, it shall call a joint meeting of the members of the Greenwood County Legislative Delegation in the General Assembly and the Finance Board to discuss such action.

SECTION 7. In case of emergency the Finance Board of Greenwood County may with written approval of the Greenwood County Legislative Delegation borrow sufficient funds to carry out the terms of this act or to meet such emergency, pledging as security therefor

any surplus in the sinking fund, general fund, or by tax levy when approved by the Delegation.

SECTION 8. In addition to his duties as now provided by law the Clerk to the Finance Board shall act as Purchasing Agent for Greenwood County. All items or articles to be purchased except purchases arising under a regular expense account set up in this act shall be proceeded through the Clerk to the Finance Board, and before any such purchase is made it must be acted on and approved by the Finance Board.

SECTION 9. The Finance Board is hereby directed and empowered to take charge of, maintain, and operate the water line or main leading to the Greenwood County Fair Grounds. The board is further empowered to fix charges for tapping and to permit tapping under such conditions and terms as the board may prescribe.

SECTION 10. Immediately upon receiving tax duplicates from the County Auditor, the County Treasurer shall cause to be mailed to each taxpayer listed thereon whose post office address is available, a written or printed notice stating thereon the amount of taxes assessed against the said taxpayer for the current year, with such other information as the County Treasurer may deem desirable. This service to the taxpayers being gratuitous, no obligation shall rest upon the county or State, or County Treasurer for any failure or mistake on the part of the County Treasurer in giving or failing to give the notice.

SECTION 11. The Senator and a majority of the members of the House of Representatives from Greenwood County after consulting with the Superintendent of Education and the trustees of the respective school districts as to their respective needs are hereby authorized to determine and fix the levy for school purposes for each school district in Greenwood County. The school trustees in each district in Greenwood County are hereby directed to see that all claims presented for payment are duly itemized and verified and shall state the purpose for which the said claims are drawn and the County Superintendent of Education is hereby prohibited from approving any claim unless so drawn.

SECTION 12. There is hereby levied on all the taxable property of Greenwood County such millage as shall be determined by the Senator and the majority of the Greenwood County Legislative Dele-

gation for the following purpose, to wit: clerical assistance to the Board, compensation and travel expenses of the appointed members of the County Board of Education, aid for school bus transportation and for such other educational purposes as may be determined by the County Board of Education. Each of these members shall be paid five dollars per day for each day's attendance on meetings of the board, and travel at the rate of five cents per mile in going to and from the place of meeting and the secretary in addition thereto shall receive five dollars per month. The auditor is hereby authorized to put on the books, and the treasurer to collect and hold the proceeds therefrom, subject to the orders of the County Board of Education for Greenwood County.

SECTION 13. The equipment owned by Greenwood County, the chain gang labor and labor of county employees shall not be used except on the public works and for the public purposes of Greenwood County; *provided*, however, the Finance Board may permit the use of such equipment and labor in aid of eleemosynary institutions serving the people of Greenwood County on such terms as the board may deem proper. The County Supervisor shall report the use of such equipment and labor by eleemosynary institutions in his monthly reports of receipts and disbursements.

SECTION 14. Any officer or employee who disregards any of the provisions of this act without the written consent of the Senator and a majority of the members of the House of Representatives from Greenwood County kept on file in the office of the County Treasurer, shall be guilty of a malfeasance in office and subject to removal, in addition to the punishment now provided by law.

SECTION 15. The Clerk of Court and the Judge of Probate of Greenwood County may make a charge of fifteen cents per hundred words for the recording of all documents required to be typewritten, which are actually typed in the respective offices and for which there is no regular form.

SECTION 16. A majority of the qualified electors of Greenwood County having voted in favor of financial support of Lander College at the election held on May 2, 1951, the Auditor of Greenwood County is authorized and directed to levy, and the Treasurer of Greenwood County to collect, a tax not to exceed four mills on all of the taxable property in Greenwood County, the proceeds of which shall be used

in conjunction with other college revenues to defray the operating expenses of the college.

SECTION 17. The Finance Board will pay claims out of the appropriation of Item 5-B and Item 5-C for the benefit of patients who are citizens of Greenwood County only when submitted in an itemized form by the hospital rendering the services, showing the name of each person hospitalized supported by the affidavit of the proper officer of the hospital and certificate of the Department of Public Welfare to the effect that they have examined the person's financial ability, and that they have found such person financially unable to pay for his hospitalization, provided that claims submitted for payment will not exceed the actual cost of services rendered which will include only ward rates.

The Department of Public Welfare is hereby designated as the agency to make financial investigations for those patients requesting charity hospitalization, as provided for by an act of the General Assembly, 1958, entitled "An Act To Prescribe The Duties And Responsibilities Of The Greenwood County Department of Public Welfare Concerning Indigent Patients To Receive Hospital And Medical Care At The Expense Of The County."

Provided, that no person shall be hospitalized as a charity patient for a period of time in excess of ten days, unless the Finance Board shall have previously approved a longer stay. The Finance Board may approve a longer stay if it is made to satisfactorily appear from statements from the Superintendent of the hospital, the doctor in charge of the patient, and the Department of Public Welfare that a longer stay is absolutely necessary from the standpoint of the patient and the financial condition of the patient warrants a further extension of charity from the county. No extension shall be for a period in excess of ten days. *Provided*, further, that in no event shall more than four thousand eight hundred dollars be expended or obligated in any one calendar month for all charity patients.

SECTION 18. A public welfare worker may be appointed for Greenwood County by the Greenwood County Board of Public Welfare. The public welfare worker shall investigate all matters relating to charity hospitalization within the county and shall perform such other duties as may be assigned to him. He shall receive such salary as may be agreed upon by the State Director of Public Welfare and the County Legislative Delegation, such salary to be paid out of the

General Fund of Greenwood County. The employment of such person may be on a temporary or permanent basis.

SECTION 19. After deducting all necessary payments and expenditures in connection with the outstanding bonds for the one cent gasoline tax for the fiscal year 1960-1961, any monies accruing to Greenwood County from this source for that fiscal year shall be used as follows:

- (1) Thirty thousand dollars shall be used to supplement anticipated revenue other than taxation;
- (2) Twenty-five thousand dollars to the City of Greenwood for street improvements;
- (3) Fifteen hundred dollars to the Town of Ninety Six for street improvements;
- (4) Thirteen thousand dollars for the purchase of automobiles and county equipment for county officials; and
- (5) Thirty thousand dollars for resealing county roads.

Provided, however, that the sums appropriated to the City of Greenwood and the Town of Ninety Six shall not become due and payable until the amounts above pledged to the bond issue and to anticipated revenue have been paid.

Provided, further, that any surplus in the general fund of the county or any funds accruing from any other source to the credit of the General Fund for Greenwood County during the fiscal year shall be used as a contingent fund and spent on the authorization of a majority of the Greenwood Legislative Delegation including the Senator.

SECTION 20. The Finance Board of Greenwood County is hereby authorized to borrow not to exceed thirty thousand dollars to be used for resealing roads in the county as set forth in Item 5 of Section 19 of this act. The note or notes representing this loan shall mature not later than June 30, 1961, and for the payment of the notes there is hereby pledged a sufficient amount of the money accruing to Greenwood County under the gasoline tax allocated by the State to the counties.

SECTION 21. If any clause, phrase, sentence, paragraph, or section of this act shall be held invalid, same shall not affect the validity of remaining phrases, clauses, sentences, paragraphs or sections.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R668, S438)

No. 1037

An Act To Alter The Season For Hunting Wild Turkeys In Hampton And Allendale Counties For The 1959-1960 Season Only.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Turkey season in Hampton and Allendale Counties.—After the effective date of this act, the season for hunting wild turkeys in Hampton and Allendale Counties shall open on the day before Thanksgiving and close April first of each year for the 1959-1960 season only.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 19th day of March, 1960.

(R1032, H2469)

No. 1038

An Act To Provide For The Levying Of Taxes For Ordinary County And Road Purposes In Hampton County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of sufficient number of mills to pay the appropriations in Hampton County herein made, the amount of such millage to be determined by the county auditor and county treasurer, is hereby levied upon all the taxable property of Hampton County for county purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, as follows :

Item 1. Roads and Bridges:

1-A. Chain Gang Employees:

1. Guards	\$ 11,020.00
2. Tractorman	3,840.00

1-B. Chain Gang, Convicts and Supplies 6,000.00

1-C. Bridges and Culverts 6,500.00

1-D. Tractors and Road Machinery:

1. Tractors and Machines	6,639.00
2. Repairs and Supplies	16,000.00

Total Item 1 \$ 49,999.00

Provided, that the Supervisor of Hampton County, before purchasing or placing an order for equipment, material, supplies, goods, wares or merchandise, or for anything whatsoever needed and used for county purposes in amount in excess of fifty dollars, shall advertise, giving reasonable notice, for bids in some newspaper published in Hampton County asking for bids for such equipment, materials, supplies, goods, wares, or merchandise as may be needed, and shall award the contract to the lowest responsible bidder or the Supervisor may reject any or all bids; *provided*, further, that the Supervisor shall have the right to use gasoline and motor oils in his private automobile while on the county's business.

Item 2. County Officers and Clerks:

2-A. Attorney, salary	\$ 480.00
2-B. Auditor, salary	1,000.00
Auditor, expense	500.00
2-C. Clerk of Court, salary	2,400.00
Clerk to Clerk of Court, salary	2,100.00
2-D. Coroner, salary	360.00
2-E. County Board of Commissioners:	
Supervisor, Salary	4,200.00
Supervisor, expense	600.00
Commissioners (2), salaries	2,860.00
Clerk, salary	1,800.00

2-F. Judge of Probate, expense	1,800.00
Clerk, salary	2,100.00
2-G. Magistrates and Constables:	
Magistrates (3), salaries	3,600.00
Magistrate, Peeples Township, salary	3,000.00
Constables (4), salaries	4,080.00
Constable, Peeples Township, salary	3,600.00
Constable (special), Pocatigo Township, salary	1,800.00
Clerk for Magistrates	120.00
2-H. Physician, salary	480.00
2-I. Sheriff, salary	2,700.00
Sheriff, expense	2,700.00
Deputy Sheriffs (2), salaries	4,650.00
Deputy Sheriffs (2), expenses	4,650.00
Jailor, salary	1,980.00
2-J. Tax Collector, salary	4,200.00
Tax Collector, expense	300.00
2-K. Treasurer, salary	2,700.00
Treasurer, expense	300.00
2-L. Clerk for Auditor and Treasurer, salary	3,900.00
Total Item 2	<hr/> \$ 64,960.00
Item 3. Boards and Public Services:	
3-A. Board of Tax Equalization	\$ 200.00
3-B. County Farm Demonstration Office:	
Farm Agent, expense	600.00
Assistant Farm Agent, salary	2,700.00
Clerk, salary	600.00
4-H Club Work and Miscellaneous Supplies ...	400.00
3-C. County Home Demonstration Office:	
Clerk, salary	1,320.00
Negro Home Agent, salary	720.00
Demonstration Material and Office Expense ...	205.00
3-D. Court Expenses (jurors, bailiffs and jury child, five dollars each, per diem; witnesses, two dol- lars each, per diem; mileage, each juror, bailiff, jury child and witness, ten cents per mile one way per term of court)	3,000.00

3-E. Department of Public Welfare:	
Expenses	1,862.00
Relief	3,600.00
3-F. Forestry Board (meetings, members five dollars, per diem, each, and ten cents per mile one way per board meeting)	75.00
3-G. Health Center (including Nurse, Supplies, Travel, Malarial Control and School Clinics) ..	6,000.00
3-H. Hospital (expend subject to Section 18)	6,000.00
3-I. Jail Expense, dieting and Transportation of Prisoners	3,000.00
3-J. Library Service:	
Contributions (expend subject to Section 18) ..	4,700.00
Expenses	600.00
3-K. National Guard Units Fund, donations (expend subject to Section 18)	1,200.00
3-L. Post Mortems, Inquests (including Pauper Funerals), Lunacies and Transportation of Pa- tients	800.00
3-M. S. C. Retirement System and Federal Social Se- curity Contributions for County Employees ..	5,000.00
3-N. Supervisors of Registration (3), salaries	1,200.00
3-O. Vital Statistics, Registrars of Births and Deaths	200.00
3-P. Veteran Service Office:	
Service Officer, salary	1,200.00
Service Officer, expense	1,800.00
Clerk, salary	2,100.00
Travel Expense (Meetings, Veterans Affairs) ..	150.00
Office Expenses	400.00
Total Item 3	\$ 49,632.00
Item 4. Operation and Upkeep, Offices, Buildings and Grounds:	
4-A. Advertising:	
Publishing Supervisor's Monthly Report, Legal Notices of Auditor and Treasurer	\$ 300.00
Watermelon Festival (expend subject to Section 18)	750.00
Other Advertising, including flowers (subject to Delegation approval to expend)	200.00

4-B. Auditing and Bond Premium:	
Auditing Service, including annual settlement expense	1,700.00
Bond Premiums, Officers and Employees	800.00
4-C. Utilities and Insurance (including Workmen's Compensation premiums on County Employees):	
Electric Service	3,500.00
Fuel	1,370.00
Water Service	480.00
Insurance	1,400.00
Workmen's Compensation Premium	750.00
4-D. Grounds Beautification (expend subject to Section 18)	
	900.00
4-E. Janitor Service (including Armory)	2,560.00
4-F. Postage, Stationery, Office Supplies and Mailing Tax Notices	
	3,800.00
4-G. Repairs and Supplies:	
General Maintenance	1,000.00
Sheriff's Radio System	1,300.00
4-H. Rent, Library, Hampton, S. C.	660.00
4-I. Telephone, Toll Calls and Telegraph Service ..	2,400.00
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Total Item 4	\$ 23,870.00

Item 5. Miscellaneous:

5-A. Tax Refunds, Street Taxes to Towns, Execution Fees due Treasurer and S. C. Sales Tax .. \$	
	1,200.00
5-B. Teachers' Bonus, sick leave pay, subject to Delegation approval	
	7,525.00
<hr/>	
Total Item 5	\$ 8,725.00

1960-61 APPROPRIATION GRAND

TOTAL FOR FISCAL YEAR \$197,186.00

Less Estimated Revenues, other than Current
Property Taxes:

Alcoholic Liquor Tax	\$ 13,600.00
Bank Tax	850.00
Beer and Wine Tax	3,650.00

Fines	14,000.00
Gasoline Tax	65,850.00
Income Tax	20,350.00
Insurance License Fees	8,250.00
Miscellaneous	500.00
Rents	1,070.00
State Library Board	500.00
Tax Execution Collections	2,500.00
Tax Execution Fees	2,000.00
Veterans Service Office	3,900.00

Total Estimated Revenues, Other Than Current
Property Taxes\$137,020.00

AMOUNT TO BE RAISED BY COUNTY
TAX LEVY, including Commutation Road Tax \$ 60,166.00

Provided, that the county attorney of Hampton County is hereby required to give each county officer of the county advice when requested for same; *provided*, further, that the Farm Demonstration Agent shall be appointed by the proper authorities by and with the consent of the Legislative Delegation from Hampton County, and shall be subject to removal on request of the Legislative Delegation.

Provided, further, that all revenues provided for by law be collected and placed in ordinary county funds to supplement and provide sufficient funds for all ordinary county purposes.

Provided, that hereafter the janitors of the Courthouse and the county office buildings shall work and perform their duties under the control and direction of the Clerk of Court and Farm Demonstration Agent, respectively. All claims shall have the approval before payment by at least two members of the County Board and such approval by any two members shall be sufficient to constitute the board's approval.

Provided, further, that nothing herein or otherwise shall be construed as limiting the total com-

pensation, including expense allowance, of any county officer from fees, county or State appropriation, except that all tax execution fees collected shall be remitted to the county treasury for general county purposes.

SECTION 2. No road tax shall be levied except a commutation road tax of three dollars to be assessed and collected from each male citizen between the ages of twenty-one and fifty-five years, inclusive. No one shall be exempt from payment of the commutation tax, except persons totally disabled. All commutation taxes shall be expended on roads and bridges and all of the commutation tax collected from citizens of incorporated towns by the county treasurer shall be returned to the respective towns, except that no refunds of any commutation (street) tax shall be paid to any town for any person whose name does not appear on list filed as herein provided. *Provided*, that the town authorities of Brunson, Hampton, Varnville, Yemassee, Estill, Luray, Scotia and Furman be empowered to collect the commutation tax from residents within their respective corporate limits. *Provided*, further, that clerks of the respective towns, on or before July first of the current (1960) year and by March first of each succeeding year, furnish a list, duly sworn to, to the county auditor, and copies to the county treasurer and the county board of commissioners, of all persons in their respective towns who are liable to such commutation tax.

SECTION 3. The Auditor and Treasurer of Hampton County shall be and they are hereby, constituted a Sinking Fund Commission of Hampton County, whose duty it shall be to handle all funds collected for the purpose of creating a sinking fund for the retirement of all bonds of the county.

No public funds of Hampton County shall be deposited in any bank or depository unless the bank or depository shall tender to the Treasurer of Hampton County a security equal in value to the funds deposited. The security shall consist of either a surety bond executed by a licensed surety company, United States Government bonds, bonds of the State of South Carolina, Federal Land Bank Bonds, or bonds of any political subdivision of the State of South Carolina, after Federal Deposit Insurance Corporation guarantees have been considered, or such other security or securities as shall be

approved in writing from time to time by a majority of the Legislative delegation.

SECTION 4. The clerk of the county board of commissioners may, at its discretion, and in lieu of requiring submission of salary and expense claims monthly, prepare a monthly payroll in duplicate listing each county employee with supply act item number, monthly salary and/or expense, less required and/or authorized pay deductions and issue County Board of Commissioners' "County Check" (warrant) in the usual manner for balance due to each county employee at the close of the last day of each month. The county check (warrant) number, date and amount shall be entered on the appropriate line on the payroll. Said "county Check" (warrant) shall be drawn against the county treasurer, payable from the "County Fund" account in the usual manner. Each said monthly payroll shall be approved by the County Board of Commissioners and duplicate filed with the county treasurer. The County Board of Commissioners or its clerk may withhold, or delay issuing a county check (warrant) to any employee when believed necessary to protect the county's interest.

SECTION 5. The county supervisor and the county commissioners are hereby prohibited to issue any pay check (warrant) to any magistrate of Hampton County until the magistrate has filed report and remitted all funds, including fines and costs due Hampton County to the county treasurer for the previous month; *provided*, all funds due the South Carolina Wildlife Resources Department have been remitted and the said department has not notified the County Board of Commissioners in writing otherwise.

SECTION 6. The county supervisor, upon the request of any county commissioner, is hereby authorized to furnish from the chain gang a truck and sufficient number of convicts to do such work on roads and bridges in the county as such commissioners deem necessary.

SECTION 7. All lumber purchased shall be with the approval of two county commissioners and the county supervisor.

SECTION 8. All notices by the county supervisor, county treasurer, county superintendent of education, county auditor and other county officers, provided by statute to be given, may be published in any newspaper published or having circulation in Hampton County;

and three hundred dollars set out in Item 4 is for the payment in full of such notices as are published in said paper during the year. *Provided*, however, that the word "notices" above used shall not be deemed to include notices and advertisements of tax sales, and the sum of three hundred dollars is not in payment of the costs of advertising tax sales.

SECTION 9. The county supervisor, treasurer, auditor and clerk of court shall compose a board to purchase all books and stationery for the county.

SECTION 10. No property owned by Hampton County shall be sold, rented or leased unless the approval of the legislative delegation shall be first secured.

SECTION 11. The County Treasurer of Hampton County, upon the written direction of a majority of the Hampton County Delegation in the General Assembly, is hereby authorized and empowered to lend from any available funds of Hampton County, to the school district or county board of education from the county general fund, or the county surplus fund, such sum or sums of money as may be directed in writing, to any school district or county board of education in Hampton County in need of funds.

SECTION 12. The courthouse and grounds shall be under the custody and control of the Clerk of Court for Hampton County, except that the county office building shall be under the custody of the Farm Demonstration Agent for Hampton County.

SECTION 13. Wherever in the conduct of the affairs of the county, it becomes necessary for the county treasurer to expend money for any matters and things not foreseen at this time, and when the legislative delegation shall approve the expenditure in writing and the approval has been signed by both members thereof, then such expenditures made under such authority are hereby validated.

SECTION 14. On the maturity or payment of any bonded indebtedness of any school district in Hampton County by the county treasurer, the same may be paid by the county treasurer without securing a voucher therefor from the school district trustees, provided the county superintendent of education authorizes such payment in writing.

SECTION 15. From and after the effective date of this act the Sheriff of Hampton County shall not be required to personally serve grand jurors or petit jurors requiring their attendance upon either the Court of General Sessions or the Court of Common Pleas, but such service shall be made by mailing a summons to the last known address of such prospective jurors and no charge shall be made or collected for such service. *Provided*, that the presiding Judge may otherwise order service made personally by the sheriff and in such event, the sheriff shall be paid for same the amounts now allowed for same. Likewise, hereafter the Sheriff of Hampton County shall not be required to serve or summon witnesses in criminal cases except by subpoena duly issued on motion of solicitor or as ordered so to do by the presiding Judge. Such witnesses may be served by mailing a summons to the last known address of such witnesses for which no charge shall be made or collectible; and it shall be the duty of all magistrates in Hampton County to place under bond all witnesses for the State, blanks for same to be furnished by the clerk of court to the various magistrates.

SECTION 16. All persons actually in the Armed Forces of the United States on active duty shall during service be exempt from payment of personal property taxes on one vehicle and from payment of road, poll and dog taxes levied for 1960 and/or for any prior year when the above conditions have been met. The county auditor, treasurer, and/or tax collector is authorized to abate or mark "Nulla Bona" such taxes as may be levied; and the county auditor may approve county claim for refund when such taxes have been paid; and in all the foregoing cases be subject to presentation of satisfactory evidence of service in the Armed Forces, provided no dog tax shall be levied for 1961 against any person.

SECTION 17. In the event the clerk of court should have in his official capacity any funds which have been unclaimed for as long as five years, he is hereby authorized to pay same over to the county treasurer, taking his receipt for the same. The county treasurer shall deposit any amount so received in the general county fund.

SECTION 18. Such funds as are herein appropriated as county contribution, donation or other support of any county agency or civic organization shall be made available on county check (warrant) issued by the county board of commissioners drawn on the county treasurer on letter request by such agency or organization for actual

amount of funds determined to be needed and how arrived at, supported by its current year's (fiscal or calendar) financial operations statement to date of said letter request, with advice that a copy of the previous year's audit has been filed for record with the office of the clerk of court for Hampton County. Only after the county board of commissioners have made favorable recommendation, not in excess of appropriation item and the later written approval of the county legislative delegation, will such county check (warrant) be issued for approved amount; however, said approved amount may be disbursed in one or more county checks (warrants) in the discretion of the county board of commissioners with regard to funds available in the county treasurer's office for the County Fund general purposes.

SECTION 19. All county officers for Hampton County may close their respective offices at twelve o'clock noon on each Thursday and Saturday throughout the year and keep same closed for the remainder of the day, and all day of the Watermelon Festival; except, that any officer may keep his office open for the necessary performance of his duties.

SECTION 20. Any new manufacturing enterprise claiming exemption from county taxes (other than taxes for school purposes) for a period of five years from their establishment under the provisions of Section 8 of Article VIII of the State Constitution shall make letter request to the county auditor who will determine if said new manufacturing enterprise has made investment of not less than fifty thousand dollars and/or, additions to existing manufacturing enterprise of not less than fifty thousand dollars, as is evidenced by Hampton County property tax return of said enterprise. Upon a favorable finding by the county auditor, said request shall be submitted to the county legislative delegation for approval. The county treasurer shall establish and maintain complete file on each tax exempt enterprise. The county treasurer is authorized in lieu of exempt amount of taxes to execute county claim in his favor as county treasurer for said amount and to handle same as a "Cash Item" in his county fund account for reimbursement on "Next First Monday" by the county board of commissioners at the same time payment of balance due taxes is made by any such enterprise. *Provided*, any new manufacturing enterprise may submit evidence under oath by its owner, partner or officer if a corporation, if their Hampton County

property tax return does not reflect as much as fifty thousand dollars investment to the county auditor for reference to the county legislative delegation.

SECTION 21. All acts or parts of acts inconsistent herewith are repealed.

SECTION 22. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1126, H2589)

No. 1039

An Act To Authorize The Town Of Estill To Convey To The Lawtonville Baptist Church A Portion Of An Alleyway For Use For Church Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Estill may convey certain property.—The Town of Estill is hereby authorized to grant and convey for such consideration, nominal or otherwise, as the town council may determine, to the Lawtonville Baptist Church, for use for church purposes, that portion of a twenty-foot alleyway east of the church's Educational Building from the southern boundary line of the church property to Fourth Street.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R590, H1968)

No. 1040

An Act To Provide That All Proceeds In The Aynor Health Center Account In Horry County Remaining After Bonds Issued For The Construction Of The Aynor Health Center Have Been

Retired Shall Remain In The Aynor Health Center Account To Be Used For Future Expansion Of The Health Center.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Use of funds remaining in Aynor Health Center account from construction bonds.—All funds remaining in the Aynor Health Center account in Horry County after bonds issued for the construction of the Aynor Health Center have been retired shall remain in the Aynor Health Center account to be used for future expansion of the health center. Funds for future improvements of the Aynor Health Center shall be paid by the Horry County Treasurer from the Aynor Health Center account upon warrants drawn by the Aynor Health Center Commission.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R797, H2236)

No. 1041**An Act To Authorize The Town Of Ocean Drive Beach In Horry County To Sell And Convey Certain Property.**

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Ocean Drive Beach may sell property.—The Town of Ocean Drive Beach in Horry County is hereby authorized to sell and convey to such persons and on such terms as deemed appropriate by the mayor and the town council the following described property:

“All that certain piece, parcel or lot of land, situate, lying and being in Little River Township, County of Horry, State of South Carolina, and more particularly described as Lot Six (6) of Block F, Ingram Section of Ocean Drive Beach, as shown and designated on a map made by Whelchel & A. L. Ervin, Engineers, dated August 25, 1938, and recorded in Plat Book 2 at page 97, Office of the Clerk of Court for Horry County.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R762, H2391)

No. 1042

An Act To Repeal Act No. 446 Of 1959, Relating To The Purchase, Improvement And Operation Of A Waterworks System By Cherry Grove Beach In Horry County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 446 of 1959 repealed.—Act No. 446 of 1959 is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R858, H2362)

No. 1043

An Act To Provide For An Advisory Referendum In Horry County To Determine The Wishes Of The Voters On The Question Of Levying A One-Half Mill Tax For Charity Hospitalization Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Horry County—referendum concerning tax levy for charity hospitalization.—An advisory referendum shall be held in Horry County at the 1960 general election to ascertain the wishes of the qualified electors of Horry County upon the question of whether a tax of one-half mill shall be levied upon the taxable property within the county for charity hospitalization purposes.

SECTION 2. Ballots.—Ballots shall be provided at the various voting precincts within the county with the following question printed or written thereon:

“Do you favor the levying of a tax of one-half mill upon the taxable property in Horry County for charity hospitalization purposes?

YES ☐

NO ☐

Those voting in favor of levying a tax for charity hospitalization purposes shall deposit a ballot with a check or cross mark in the square after the word ‘YES’ and those voting against levying a tax for charity hospitalization purposes shall deposit a ballot with a check or cross mark in the square after the word ‘NO.’ ”

SECTION 3. Results.—The managers of election shall report the result of the election, together with the ballots cast at the respective voting places, to the board of election commissioners within forty-eight hours after the closing of the polls. The county board of commissioners shall canvass the ballots, declare the results, and report the results of the election to the legislative delegation of the county.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R:055, H2582)

No. 1044

A Joint Resolution Proposing An Amendment To Article II, Section 13 Of The Constitution Of South Carolina, 1895, So As To Permit Elections To Be Held In The City Of Myrtle Beach Upon The Question Of Incurring Bonded Debt For Waterworks Or Sewage Disposal Purposes Without There Being First Presented To The City Council Of The City Of Myrtle Beach A Petition Signed By A Majority Of The Freeholders Of The City Seeking And Authorizing The Holding Of Such Elections.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article II, Section 13, State Constitution, proposed—authorize Myrtle Beach to hold bond issue elections without petition.—There is proposed the following amend-

ment to Article II, Section 13 of the Constitution of South Carolina, 1895: Add at the end thereof the following: "*Provided*, that the General Assembly need not prescribe any such petition as a condition precedent to the holding of any such election in the City of Myrtle Beach where the proceeds of the bonds are authorized to be used solely for the purpose of enlarging, extending and improving the waterworks system or the sewage disposal system."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts throughout the State, with the following words printed or written thereon: "Shall Article II, Section 13 of the Constitution of South Carolina, 1895 be amended so as to permit the holding of special elections in the City of Myrtle Beach for the purpose of determining if the city council shall be authorized and empowered to issue general obligation bonds for the purpose of enlarging, extending and improving the waterworks system or the sewage disposal system without there first being presented to the city council a petition signed by a majority of the freeholders of Myrtle Beach petitioning and authorizing such elections?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment' and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(R1077, S769)

No. 1045

An Act To Authorize The Horry County Memorial Library Commission To Use, For Purposes Which May In Its Discretion Seem Advisable, Funds Formerly Designated For The Placement Of A Plaque On The Horry County Memorial Library Building.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Horry County Memorial Library may use certain funds.—Any funds which may have been designated for the

use of placing a plaque on the Horry County Memorial Library Building may be used by the Horry County Memorial Library Commission for purposes which in its discretion seem proper.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1104, H2583)

No. 1046

An Act To Provide For The Operation Of The Government Of Horry County And For The Levy Of Taxes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied upon all of the taxable property of Horry County a sufficient number of mills, not to exceed sixteen mills, to be determined by the auditor from assessment of the property therein, which, together with fines, forfeitures, gasoline tax, road tax, collected by various officers, and all income of the county, shall raise the amount herein appropriated. For county and school purposes for the said county for the fiscal year 1960-1961 there is appropriated the following :

Item 1. Clerk of Court's Office—Expenses :

Clerk of Court	\$ 5,145.00
Deputy Clerk of Court	3,988.00
First Assistant—Steno-Clerk and Cashier	2,601.90
<i>Provided</i> , the Cashier shall be placed under bond in the same amount as now provided by law for the Clerk of Court.	
Three Assistant Steno-Clerks	6,860.70
New set of Index Books	4,000.00
Jurors and Witness fees	20,000.00

Total, Item 1\$ 42,595.60

Item 2. Treasurer's Office—Administrative Expense:	
Treasurer—County Supplement	\$ 2,245.00
Deputy Treasurer	3,360.00
Two Assistant Steno-Clerks @ \$2,286.90 each	4,573.80
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Total, Item 2	\$ 10,178.80
Item 3. Auditor's Office—Administrative Expense:	
Auditor—County supplement	\$ 2,145.00
Deputy Auditor	3,988.00
First Assistant Steno-Clerk	2,601.90
Two Assistant Steno-Clerks @ \$2,286.90	4,573.80
One Assistant Steno-Clerk	2,286.90
One Assistant Steno-Clerk	2,286.90
Equalization Board	1,500.00
Travel for Executive Secretary for County Board of Assessors @ 7¢ per mile not to exceed	1,000.00
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Total, Item 3	\$ 20,382.50
Item 4. For Policing Horry County:	
Sheriff	\$ 5,145.00
Deputy Sheriffs, two @ \$3,900.00 each	7,800.00
Secretary to Sheriff's Office and Coroner	2,286.00
County Police Commissioners, 6 @ \$400.00 each	2,400.00
Chief of County Police	4,800.00
County Police, 8 @ \$3,900.00 each	31,200.00
Secretary to County Police Commission	2,286.90
County Police for Windy Hill Beach	2,000.00
County Police for Surfside and Garden City ..	2,000.00
County Police for Atlantic Beach	643.50
Jailors at Nixons Cross Roads 2 @ \$1,800.00 each	3,600.00
County Police assigned to the office of Magisterial District No. 1; <i>provided</i> , that he shall serve only Criminal and Civil process issued out of said Magisterial Office	1,890.00
Travel for County Police assigned to Magistrate of District No. 1	600.00
Jailor for Horry County	2,400.00
Assistant Jailor and Night Radio Operator	2,400.00
Jail Matron	1,200.00

For operation and maintenance of County-owned Law Enforcement Equipment	20,000.00
Horry County Jail at Conway	18,000.00

Provided, that all municipal corporations of Horry County shall be charged the sum of \$1.50 per day for the dieting of prisoners in any County Jail.

Conveying prisoners (For out of County meals only)	500.00
For purchasing Law Enforcement Vehicles and Equipment	14,000.00

Total, Item 4\$125,151.40

Item 5. Probate Judge's Office—Administrative Expenses:

Probate Judge	\$ 3,885.00
Deputy Probate Judge	2,601.90

Total, Item 5\$ 6,486.90

Item 6. Coroner, Probation and Tax Collector's Offices—Administrative Expenses:

Coroner	\$ 1,050.00
Travel for Coroner	1,500.00
Assistant Steno-Clerk to Tax Collector	2,160.90
Part time Secretary for Probation Office	600.00
Travel for Probation Officer	300.00
Inquest and Lunacy	700.00

Total, Item 6\$ 6,310.90

Item 7. County Court Judge's Office—Administrative Expenses:

County Judge	\$ 8,190.00
Court Stenographer for County Court	3,591.00

Total, Item 7\$ 11,781.00

Item 8. Magistrate's Office—Administrative Expenses:

Magistrate at Aynor—Salary	\$ 1,968.75
Magistrate at Bayboro—Salary	1,968.75
Magistrate at Myrtle Beach—Salary	1,968.75

Magistrate at Green Sea—Salary	1,968.75
Magistrate at Nixons Cross Roads—Salary ...	1,968.75
Magistrate at Loris—Salary	1,968.75
Magistrate at Floyds—Salary	1,968.75
Magistrate at Conway—Salary	2,598.75
Magistrate's Secretary at Conway	2,160.90

Provided, Magistrate's Secretary must be able and it shall be her duty to take down in shorthand and transcribe the testimony in all cases appearing in the Magistrate's Court, where such testimony is requested by either side of any litigated case. Also this secretary shall be available to any other Magistrate for the purpose of taking testimony when necessary and shall be paid mileage at the rate of seven cents per mile.

Provided, further, that during the General Sessions Court all county police officers shall be available to the Court and available to aid and assist the Sheriff in calling witnesses and all other work necessary for the orderly procedure of the Court. *Provided*, further, that all county police officers shall serve all subpoenas and civil papers sent to their area by the Sheriff or attorneys or any other officer of the Court. Each county police officer shall make his return when called for, on any civil or criminal service.

Provided, further, no magistrate in Horry County shall receive compensation for his services until his monthly report is accompanied by a probated statement to the effect that regular office hours have been established. Each magistrate shall establish regular office hours at his own discretion, consisting of at least two hours per day, and as much longer as necessary to transact the business of the office; and that magistrates in the incorporated areas of the county maintain office hours the same as now maintained or as long as necessary to transact the business of the office, not including Sundays or legal holidays.

Provided, further, that any recommendations made by the certified public accountant as set forth by his annual audit, and approved by the county board of commissioners, shall have the full force and effect of law and no department head in Horry County shall receive his salary until such recommendations as approved by the county board of commissioners have been adopted and put in full force and effect by such department head.

Total, Item 8	\$ 18,540.90
Item 9. (A) County Board of Commissioners—	
Administrative Expenses:	
Chairman of County Board—Salary	\$ 5,145.00
Commissioners—Travel expenses 6 @ \$400.00	2,400.00
Clerk of County Board and Purchasing Agent	3,950.00
Travel for Purchasing Agent	1,000.00
Secretary to County Board, Delegation and Development Board	2,601.90
Courthouse Custodian—employed by County Board	2,601.90
Travel for Custodian	250.00
Purchasing Agent's Account—For Purchasing Agent's Budget for purchasing supplies and Equipment for County Offices	34,889.00
Employment for maintenance of County-owned buildings and property	5,000.00
Charities and Donations to be distributed by County Board in case of emergencies	750.00
Audit of County Offices	2,500.00
County Attorney	945.00
(B) Miscellaneous Expense—	
Disbursed as herein provided:	
Public Buildings	15,000.00
Rent Account	3,540.00
Insurance on Public Buildings	3,000.00
Social Security and Retirement	15,000.00
Office Bonds and Contingent Account	30,000.00
Officials' Bonds	2,000.00

Workmen's Compensation	2,500.00
County Employees Group Insurance Fund	3,000.00
Game Wardens' Travel, 4 @ \$25.00 per month	1,200.00
Clerk—Horry County Registration Board	300.00
County Service Officer—Office help	1,200.00
Service Officer—travel	1,500.00
National Guard—Conway	1,000.00
National Guard—Myrtle Beach	1,000.00

Total, Item 9\$142,272.80

Item 10. Other Administrative Expense:

County Farm Demonstration Agent's Office:

County Agent—Supplement	\$ 400.00
First Assistant County Agent	400.00
Two Assistant County Agents	600.00
Boys' 4-H Club Work (White)	250.00
Girls' 4-H Club Work (White)	250.00
Girls' J.H.A. Work (Ocean Drive)	1,000.00
Women's Home Demonstration Agent's Office:	
Material	50.00
Office Supplies	50.00
Negro Home Demonstration Agent	1,800.00
Material (Home Demonstration)	50.00
Negro Home Demonstration Agent's office help	1,800.00
Negro 4-H Club Work (Boys)	100.00
Negro 4-H Club Work (Girls)	100.00

Provided, that no new personnel attached to the County Farm Demonstration Agent's Office shall receive the supplement hereinabove provided until they have first worked with such office for a period of at least two years.

Total, Item 10\$ 6,850.00

Item 11. Appropriations for Miscellaneous Boards and Commissions:

Marketing Commission, operating expenses, if so much be necessary	\$ 7,500.00
Coastal Carolina Junior College (Scholarship Fund)	5,000.00
Development Board	\$ 12,000.00

Provided, that the above appropriation shall be disbursed only upon the approval of a majority of the County Development Board assembled in regular session.

Total, Item 11	\$ 24,500.00
Item 12. (A) Health Department Expenditures:	
County Health Unit	\$ 15,800.00
Tuberculosis Clinician	1,000.00
For X-ray Film	500.00
For indigent and needy Cancer and Crippled Children patients	1,000.00
T. B. Association	1,000.00
(B) Welfare Department—Expenditures	
Emergency Public Welfare—Assistance to be disbursed on a quarterly basis	6,000.00
Two Case Welfare Workers	4,369.00
Welfare Department Administrative	1,896.00
<i>Provided</i> , that this money shall be disbursed only on approval by the governing board of the Horry County Department of Public Welfare.	
Vital Statistics	1,200.00
Total, Item 12	\$ 32,765.00
Item 13. County Roads and Chain Gang:	
Salaries, (Guards, Truck drivers, Machine operators, etc.)	\$ 86,000.00
Chain Gang (Feeding prisoners, clothing and supplies, etc.)	34,000.00
County Roads	100,000.00
Purchasing New Machinery	65,000.00
Purchase and repair of said machinery to be approved by the county board of commissioners or a majority thereof.	
Total, Item 13	\$285,000.00
GRAND TOTAL (commencing July 1, 1960 and ending July 30, 1961)	\$732,815.80

ESTIMATED REVENUES AND AVAIL-
ABLE CREDITS:

Income Tax	\$ 62,100.00
Gasoline Tax	178,000.00
Liquor Tax	35,000.00
Beer and Wine Tax	10,000.00
Insurance License Fees	25,000.00
Probate Judge, Treasurer, Auditor, Tax Col- lector, Clerk of Court—Fees	45,000.00
Clerk of Court Fines and Magistrates' Fines ..	95,000.00
Bank Tax	3,000.00
Miscellaneous Revenues	35,000.00
Fees from Service of Civil Process and Bad Check Warrants	3,000.00
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Total Estimated Revenue	\$491,100.00

TOTAL AMOUNT TO BE RAISED BY
TAXES\$241,715.80

SECTION 2. The county board of commissioners is hereby instructed and required to use the money herein appropriated for the purposes specified and for no other purposes, and it is hereby forbidden to in any way overdraw or exceed the appropriation herein made for any purpose whatever, except upon the written consent of the Senator and a majority of the House Delegation. For the items covered in Section 1 of this act, it shall be unlawful for the clerk of the County Board of Commissioners or the Purchasing Agent of Horry County to draw or sign any warrant or drafts on the county treasurer overdrawing any appropriation or authorization. For the items covered in Section 1 of this act, it shall be unlawful for the Treasurer of Horry County to pay from funds in his hands any amount not covered by the appropriation herein made or authorized by the written consent of the Senator and a majority of the House Delegation. Any appropriation herein made may be increased or decreased by the written consent of the Senator and a majority of the House Delegation. *Provided*, further, that the County Board of Commissioners of Horry County is hereby instructed to prorate the amount of money herein appropriated for County Roads and Chain Gang and all other divisions and departments of the county government, except regular salaries which are to be paid monthly, on a

quarterly basis, to the end that no department shall expend more than one-fourth of the appropriated funds during any quarterly period of the fiscal year beginning July 1, 1960 and ending June 30, 1961. *Provided*, that the amounts appropriated in Item 13 of this act shall be expended only after the written approval and authorization of a majority of the Horry County Board of Commissioners. The county board of commissioners shall use as much as may be necessary of the amounts appropriated therein for setting up a road program in Horry County, which program shall be carried out by the county road commissioners under the direction and control of the county board of commissioners.

SECTION 3. The jailor and/or matron shall receive no fees for dieting prisoners. The Horry County Police Commission shall have the duty to inspect the Horry County Jail at least once a month to see that it is kept clean at all times and that a jailor or county police officer is on duty at all times. The purchasing agent is authorized to make purchases of all food, supplies, equipment and any and all things necessary for the proper maintenance of the county jail and the food and clothing of the prisoners therein. The jailor is to act as jailor only, and he shall make no arrests outside of the jail, nor shall he be allowed any compensation for the conveyance of prisoners. No person shall receive compensation for conveyance of prisoners.

SECTION 4. The county board of commissioners shall employ a certified public accountant (CPA) for the purpose of auditing semi-annually the books and examining the offices of Horry County, including the department of education, and the county board of commissioners may make payment for such services not to exceed two thousand five hundred dollars, as provided in this act. Each member of the Legislative Delegation from Horry County shall be furnished by the accountant making the audit, a copy of the audit.

SECTION 4A. The County Board of Commissioners of Horry County shall employ some suitable person at the pleasure of the board of commissioners, who shall be designated custodian of the Horry County Courthouse and grounds. The custodian shall be charged with the responsibility for all janitor service at the Horry County Courthouse, the Horry County Department of Education Building, the county office building on 4th Avenue, and the Horry County Memorial Library. The custodian of the courthouse and grounds is further charged with the responsibility of maintaining the grounds and

protecting the shrubbery and such other duties as may be imposed upon him by the county board of commissioners. The custodian shall be given such assistants as the county board of commissioners may deem necessary.

SECTION 5. The Senator and a majority of the House Delegation may employ a county attorney and pay same an amount not to exceed that provided for this purpose in this act. It shall be the duty of the attorney selected by the Horry Legislative Delegation to advise all boards, magistrates, and officers of the county, and in addition thereto, it shall be his duty to represent the county in all cases wherein the county's interest is affected, and he shall represent the sheriff's office and the county police in criminal proceedings when called upon.

SECTION 6. Before taking office each magistrate shall give bond in a sum to be fixed by the county board of commissioners, conditioned upon the faithful performance of his duties. The premiums on the bonds shall be paid by the county. The magistrate and coroner shall be required to put all material state witnesses under bond as now provided by law, and at least ten days before the meeting of the Court of General Sessions shall lodge all papers pertaining to said court with the clerk of court, except cases which happen within the said ten day period, and cases where defendants have demanded preliminary hearings in writing and for good cause the magistrate has been unable to give a preliminary hearing. It shall be the duty of the sheriff and the chief of the county police to confer with the magistrates from time to time, familiarizing themselves with pending cases, attend inquests and see that witnesses are subpoenaed, placed under bond and the papers lodged in the clerk's hands as herein provided. The sheriff and the county police shall cooperate with and assist the magistrates in preserving the peace and good order of the community.

SECTION 7. All books, supplies and material purchased under the provisions of this act shall be purchased by the Horry County Purchasing Agent as provided by special act.

SECTION 8. Out of the Funds provided for "County Roads and County Road Machinery" in this act, the County Board of Commissioners of Horry County is hereby authorized to purchase any necessary new machinery for road purposes through the Horry County Purchasing Agent. *Provided*, that the county enter into a contract with the State Highway Department for constructing road beds for hard surfacing.

SECTION 9. The Auditor of Horry County is hereby required to put the address of the taxpayer on each treasurer's duplicate. The Treasurer of Horry County is hereby authorized and directed to mail to taxpayers notice of taxes due in his office. Both the auditor and treasurer shall pay for the work required in this section from funds provided for clerical help in their respective offices as provided for by this act. The failure of the treasurer to mail any tax notice shall in no wise relieve the taxpayer of obligation to pay such tax.

SECTION 10. Twenty per cent of the liquor, wine and beer tax allotted to Horry County shall, as received by the treasurer be paid to the Horry County Memorial Library Commission, and the commission shall use the funds for the operation of the Horry County Memorial Library and for the purchase of equipment, books, and other necessities for the Horry County Memorial Library, and for the equipping and purchasing of equipment for the school libraries of Horry County, the said funds to be spent and allotted to the libraries as the Library Commission, or a majority thereof, shall determine.

SECTION 11. A majority of the Delegation, including the Senator, shall employ the Horry County Tax Collector and up to four Deputy Tax Collectors. The Tax Collector shall receive as compensation in lieu of salary the sum of one dollar for each execution collected and two per cent commission of all taxes collected. The Deputy Tax Collector shall receive one dollar on each execution collected.

Provided, the Horry County Board of Commissioners shall prescribe the necessary procedure for the keeping of records and making of reports for the office of the Tax Collector, not otherwise covered by existing law, subject to the approval of a majority of the Legislative Delegation, including the Senator.

SECTION 12. The clerk of the county board of commissioners and the Horry County Purchasing Agent shall furnish to the Senator and each member of the delegation, monthly, a statement in detail showing each expenditure made during the month, for what purpose expended and amount of the expenditure and the balance remaining in the account from which the expenditure was made. The clerk of the county board of commissioners and the Horry County Purchasing Agent shall make a written report to each member of the county board of commissioners of his activities during the month and proposals that he intends to make to the county board of commissioners

five days prior to the regular meetings of the county board of commissioners.

SECTION 13. The county board of commissioners shall furnish to the Senator and each member of the House Delegation, a statement before the fifteenth day of December of each year, showing their activities during each quarterly period, along with a report of the financial status of the account and any recommendations that they see fit to make to the delegation. The county board of commissioners shall furnish to the Senator and each member of the Legislative Delegation a statement in detail showing a proposed county supply bill for the following year and also any legislation that, in their opinion, they think should be enacted.

SECTION 13A. No magistrate shall receive any part of fees, compensation or mileage in connection with tax execution warrants except the one dollar allowed him by law. No county official shall receive any fees or compensation unless provided by law.

SECTION 14. The house now owned by Horry County, on Second Avenue in the Town of Conway, shall be used by the jailor of Horry County as his residence. No part of the county jail shall be used for residential purposes.

SECTION 15. Any special authorization for county purposes to be hereafter made from the contingent account in Item 9 of Subsection (B) of this act by the Senator and members of the House of Representatives in excess of one hundred dollars shall first have the approval of the Board of County Commissioners of Horry County or a majority thereof.

SECTION 16. All regular county employees, receiving regular salaries, shall be allowed two weeks vacation with pay, and the administrative heads of all departments are hereby instructed and required to arrange their work so that each employee of the county shall be allowed the two weeks vacation with pay with the least possible inconvenience to the work of the office or department affected. In addition the following legal holidays and no others shall be observed by the employees of Horry County: New Year's Day, Independence Day—July fourth, Labor Day—the first Monday in September, Armistice Day—November eleventh, Thanksgiving and Christmas. Whenever any of these fall on Sunday, the Monday following is prescribed. No person shall receive any days off other than those herein

provided, and in the event of any loss of time from work, the employee shall forfeit his right to compensation for the day or days he is absent from work.

SECTION 17. The Clerk of Court shall, after each term of court, make a detailed report to the County Board of Commissioners and the Legislative Delegation on the amount of jury and witness fees spent for said term of court; *provided*, further, that after the effective date of this act, there shall be only two regular bailiffs employed in Horry County.

SECTION 17A. There is hereby levied for the fiscal year 1960-61 only, the sum of one mill for the purpose of purchasing a bookmobile and library books for the Horry County Memorial Library and the operation of Loris, Myrtle Beach and Aynor Libraries, to be disbursed as follows:

Myrtle Beach	\$ 1,500.00
Loris	900.00
Aynor	600.00
Bookmobile (to be purchased on competitive bids) ..	8,000.00
Library Books	5,000.00

SECTION 18. The county board of commissioners is hereby instructed to require out of the jurors and witness fees an itemized statement of all disbursements, such statement to be made after each term of court.

SECTION 19. The Clerk of Court's bond shall be twenty-five thousand dollars.

SECTION 20. Immediately after Magistrate and City Courts all prisoners sentenced to County Chain Gang shall be transferred to the County Jail by the county police or Sheriff's Deputy serving the court and a Deputy Sheriff or the county police shall be instructed by the proper authority to transfer city prisoners to county jail on the same day of trial.

SECTION 21. All travel shall be paid on a monthly basis of not more than one-twelfth of the total amount appropriated for travel.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed. If any section or provision of this act shall be held unconstitutional, such unconstitutionality shall not affect, impair, or invalidate any of the remaining sections or provisions.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960

(R1119, H2579)

No. 1047

An Act To Authorize The Horry County Board Of Education To Borrow The Sum Of Eight Hundred Thousand Dollars To Be Used For School Construction; To Execute Obligations Of The County As Evidence Of Indebtedness; To Provide For The Levy Of A Tax Not To Exceed Four Mills Per Year For The Payment Of The Loan And To Pledge The Full Faith, Credit And Taxing Power Of Horry County To Secure The Payment Of The Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Horry County Board of Education may borrow money.—The Horry County Board of Education may borrow the sum of eight hundred thousand dollars to be used for school construction in the county. The chairman of the board shall execute and deliver notes or other obligations of the board as evidence of the indebtedness. The obligations shall mature at such times as the board of education may determine, but shall mature not later than twelve years from the date of issue. The notes or other obligations shall bear such rate of interest as the county board of education shall prescribe, may contain provisions for anticipation prior to maturity, shall be payable at such places as the county board of education may designate and, when issued, shall be and constitute legal and binding obligations of Horry County.

SECTION 2. Payment.—The Auditor of Horry County shall levy and the Treasurer shall collect a tax not to exceed four mills per year on all taxable property in the county sufficient to meet the obligations as they mature. The Treasurer of Horry County shall apply the proceeds of the levy and any other funds in his hands applicable to such purpose to the payment of the indebtedness as it matures.

SECTION 3. Payment—further.—The special levy herein provided, together with the full faith, credit and taxing power of Horry

County, is irrevocably pledged to the payment of all obligations issued pursuant to this act as the obligations mature.

SECTION 4. Exempt from taxes.—Obligations issued pursuant to this act are exempt from the payment of all county, State and municipal taxes.

SECTION 5. Saving clause.—If any portion or provision of this act be for any reason declared invalid such invalidity shall not affect the remaining portions thereof.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R565, H1885)

No. 1048

A JOINT RESOLUTION Providing For A Referendum Relating To The Borrowing Of Two Hundred And Fifty Thousand Dollars For The Ridgeland Schools In Jasper County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jasper County to have referendum concerning borrowing of money for Ridgeland Schools.—There shall be a special election held in Jasper County on the fifth day of February, 1960, at which the following question shall be submitted to the qualified electors of the county:

“Are you in favor of the county borrowing two hundred and fifty thousand dollars for the Ridgeland Schools?

YES ☐

NO ☐

SECTION 2. Conduct of election.—The Jasper County Commissioners of Election shall conduct the election provided for herein in the manner set forth in the South Carolina Election Law.

SECTION 3. Certify results.—The officials responsible for canvassing the results of the election shall, within ten days, certify such results to the clerk of court of the county and the Secretary of State.

SECTION 4. Notice.—The commissioners of election shall cause a notice of the election to be published in a newspaper published in Jasper County for at least two weeks prior to such election.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of January, 1960.

(R627, H2074)

No. 1049

An Act To Authorize The Trustees Of Jasper County School District No. 1 And The Treasurer Of Jasper County To Borrow Two Hundred And Fifty Thousand Dollars For School Purposes At Ridgeland, South Carolina, And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jasper County School District 1 may borrow money—notes—execution—interest.—The Board of Trustees of School District No. 1 of Jasper County, and the Treasurer of Jasper County, are hereby authorized to borrow two hundred and fifty thousand dollars from the State Sinking Fund for school purposes at Ridgeland, South Carolina. The amount borrowed shall be evidenced by a note or notes to be executed by each member of the Board of Trustees of School District No. 1 of Jasper County, and the Treasurer of Jasper County. The note or notes shall bear interest at four per cent per annum from the date thereof, interest to be paid annually, and shall be payable in five equal annual installments, with the right to anticipate payment thereof at any annual interest-bearing period.

SECTION 2. Payment.—For the payment of the note or notes, the Board of Trustees of School District No. 1 of Jasper County, and the Treasurer of Jasper County, shall pledge the annual grant from the Educational Finance Commission in excess of fifty thousand dollars and all surplus funds returned to the county for educational purposes.

SECTION 3. Payment—further.—As additional security for the loan, in the event the annual grant to the school district by the Edu-

cational Finance Commission and surplus funds returned for educational purposes shall be insufficient to pay the principal and interest on the loan, the Auditor of Jasper County shall levy, and the Treasurer of Jasper County shall collect, an annual tax on all the taxable property of School District No. 1 of Jasper County sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. The full faith, credit and taxing power of the school district are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R949, H2484)

No. 1050

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Jasper County For The Fiscal Year Beginning July 1, 1960, To Provide For The Expenditure Thereof, And To Authorize The Borrowing Of A Sufficient Sum To Meet The Appropriations Made For The Year Beginning July 1, 1959.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There is hereby levied upon all of the taxable property of Jasper County a sufficient number of mills to be determined by the auditor from assessment of the property therein which together with fines, forfeitures and taxes collected by various officers and all income of the county shall raise the amount herein appropriated and for the purposes herein stated.

Item 1. Roads and Bridges	\$ 28,000.00
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Total	\$ 28,000.00
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Item 2. Clerk of Court:

Salary, Clerk of Court	\$ 4,600.00
Salary, Deputy Clerk	1,920.00
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Total	\$ 6,520.00

Item 3. Sheriff's Office:

Salary for Sheriff	\$ 4,600.00
2 Deputy Sheriffs @ \$3,500.00 each	7,000.00
Salary of Clerk	1,920.00
For use of auto, maintenance and travel expense for sheriff	1,500.00
For use of autos, maintenance and travel expenses for two deputy sheriffs (\$1,500.00) each	3,000.00
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Total	\$ 18,020.00

Item 4. Treasurer's Office:

Treasurer's salary, an amount sufficient to supplement the amount provided by the State, so as to make his total salary \$4,600.00	1,102.00
Salary for clerk, for Auditor & Treasurer ...	2,400.00
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Total	\$ 3,502.00

Item 5. Auditor's Office:

Auditor's salary, an amount sufficient to supplement the amount provided by the State so as to make his total salary \$4,600.00	1,102.00
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Total	\$ 1,102.00

Item 6. Board of Education:

Superintendent of Education, salary, an amount sufficient to supplement amount provided by the State so as to make his total salary \$4,600.00 ..	\$ 227.50
Salary of clerk	2,400.00
Members of Board of Education, 4 @ \$250.00 each	1,000.00
Travel expense, Superintendent of Education ..	600.00
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Total	\$ 4,227.50

Item 7. Judge of Probate's Office:

Salary, Probate Judge	\$ 4,600.00
Salary of Clerk	960.00
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Total	\$ 5,560.00

Item 8. Coroner's Office:

Salary for Coroner	\$ 534.00
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Total	\$ 534.00

Item 9. County Board of Commissioners:

Salary, Supervisor of Roads	\$ 4,600.00
Travel for Supervisor	1,500.00
Salary of Commissioners, 4 @ \$800.00	3,200.00
Clerk, Salary	960.00
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Total	\$ 10,260.00

Provided, that Gillisonville Square and Court-house Grounds shall be maintained and kept up by the Supervisor.

Item 10. Magistrates and Constables:

Magistrate at Ridgeland	\$ 2,734.80
Constable at Ridgeland	1,272.00
Magistrate at Hardeeville	2,289.60
Constable at Hardeeville	877.68
Magistrate at Grays	922.20
Constable at Grays	877.68
Magistrate at Tillman	922.20
Constable at Tillman	877.68
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Total	\$ 10,773.84

Item 11. County Jail:

Salary of Jailor	\$ 2,160.00
<i>Provided</i> , sheriff may use jailor as deputy when deemed advisable.	
Dieting of Prisoners (\$1.00 per day)	1,800.00
Jail Expense	600.00
<hr/>	
Total	\$ 4,560.00

Item 12. Court Expense:

Court Expenses\$ 2,000.00

Provided, that bailiff and jurors shall be paid
five dollars per day.

Total\$ 2,000.00

Item 13. Health Work:

Health Unit, plus balance from previous year..\$ 4,594.00

Total\$ 4,594.00

Item 14. Public Buildings\$ 12,000.00

Total\$ 12,000.00

Item 15. Farm and Home Demonstration Work:

Expense, County Agent\$ 500.00

Expense, Home Demonstration Agent 500.00

Stenographer for County Home Demonstration
and County Agent 575.00

Assistant County Agent, Salary 2,480.00

Boys' 4-H Club Work 125.00

Girls' 4-H Club Work and Farm Women's
Work 175.00Demonstration Supplies for Home Demonstra-
tion Agent 50.00Stamps and incidentals, office supplies for
County and Home Demonstration Agent 100.00

Corn Contest 100.00

Total\$ 4,605.00

Item 16. Rent:

Forestry Office\$ 96.00

Farm Security Administration Office..... 420.00

Total\$ 516.00

Item 17. County's portion of support to public schools..\$216,580.41

Total\$216,580.41

Item 18. Miscellaneous:

County Attorney	\$ 742.00
<i>Provided</i> , he shall handle all small county cases and advise all county officials except the sheriff on criminal matters.	
County Service Officer, supplement to salary..	240.00
Janitor, Courthouse and Grounds	1,780.80
Janitor, Agricultural Building, Welfare Office and Health Center	635.00
<i>Provided</i> , that this shall be taken care of by the Supervisor.	
Four Forestry Wardens @ \$420.00	1,680.00
Travel Outside County	1,200.00
The following county officials when traveling outside of Jasper County on official business shall be paid seven cents per mile and expenses: Senator, Representative, Sheriff, Deputy Sheriffs, Supervisor, Superintendent of Education, Probate Judge, Auditor, Treasurer, Clerk of Court and Service Officer. Also, these officials may draw seven dollars per day for expenses when they are out of the county on official business overnight. <i>Provided</i> , that all claims are approved by the County Commissioners. <i>Provided</i> , further, that prior approval of the Supervisor, shall be obtained for the purpose of making trips outside of the county except for law enforcement officers.	
Board of Assessors	1,200.00
Secretary, Board of Registration	540.00
Public Welfare Fund	4,440.00
Plus any balance from previous year. This shall be used by the Public Welfare Board.	
<i>Provided</i> , that each worker shall receive a six per cent increase in county supplement.	
Attendance Teacher Charity Fund	200.00
Post Mortems, Inquests and Lunacy	600.00
<i>Provided</i> , Coroner's and Magistrates' jurors shall be paid one dollar per day.	
Vital Statistics	400.00

There is hereby appropriated the necessary fund to supplement the cost of operation of the Ridge-land Hospital; <i>provided</i> , however, that not more than \$18,000.00 be used for this purpose and then only when the manager of the hospital shall furnish sworn monthly statements of the income and expenses of the hospital showing the deficiency needed for said month; and <i>provided</i> , further, that the books and records of the hospital be audited along with the county books. .		18,000.00
Physician		300.00
Printing, Postage, Stationery and Advertising ..		4,000.00
State Retirement System		2,600.00
Social Security		1,700.00
Library Fund		2,550.00
National Guard Fund		1,000.00
<i>Provided</i> , such fund shall be used for the payment of fuel, lights and telephone.		
Equipment, National Guard		200.00
Jasper County Farm Bureau Marketing Commission		200.00
Jasper County Development Board		1,000.00
Burial Expense, Paupers		200.00
<i>Provided</i> , that this expense be approved by the Public Welfare Board.		
Forestry Ranger		300.00
Fire Tower Wardens		720.00
<i>Provided</i> , the Tower Warden at Grays receives \$25.00 per month supplement; <i>provided</i> , further, the Tower Warden at Okeetee receives \$35.00 per month supplement.		
School Lunch Program		2,000.00
<i>Provided</i> , this shall only be paid upon vouchers approved by the school lunch supervisor.		
Hospitalization		6,000.00
<i>Provided</i> , this shall be paid when approved by the Public Welfare Board and <i>provided</i> , further, that a list of patients and the amount be made available to the Board of Commissioners at its request.		

Miscellaneous Contingent Fund 10,000.00

Provided, that this fund shall be used upon written approval of the legislative delegation as they deem necessary to supplement any account except salaries.

Audit of County Books 2,000.00

County Appraiser 4,600.00

Travel Expenses 1,500.00

Provided, that the county appraiser shall be named by the County Board of Commissioners with the approval of the legislative delegation.

Provided, that the County Board of Assessors shall appoint the appraiser with the consent of Jasper Legislative Delegation.

Salary for Clerk 1,920.00

Total \$ 74,447.80

GRAND TOTAL \$407,802.55

Less Estimated Revenues other than Taxes:

Fines and Licenses \$ 45,000.00

Income Tax 19,000.00

Beer and Wine Tax 2,500.00

Liquor Tax 8,500.00

Gas Tax (1 cent) 42,000.00

Miscellaneous 13,000.00

Total \$130,000.00

Amount to be raised by Taxation \$276,642.55

SECTION 2. The townships' assessors and members of the county board of equalization shall receive ten dollars per day for the time actually employed and seven cents per mile for necessary travel.

SECTION 3. The supervisor is hereby authorized and required to pay on the first Monday in May to the widows of Confederate Veterans living at that time and residents of Jasper County sixty dollars each.

SECTION 4. The supervisor is hereby prohibited from issuing a check to any magistrate until the magistrate has filed with him a

statement of the names of all parties for whom warrants have been issued during the previous month and the disposition of each case and a receipt from the treasurer.

SECTION 5. The grand jury shall let bids for the auditing of the county books and of Ridgeland Hospital books and shall award the bid to the lowest competent accountant. The treasurer is hereby empowered to pay for same from the county general funds. *Provided*, that a copy of this audit shall be furnished to each member of the legislative delegation immediately upon completion of the report. The county attorney is to approve the legality of the contract.

SECTION 6. It is hereby made unlawful for the supervisor, the county board or any other officer of the county to exceed the appropriation set forth. If any one overspends an appropriation or spends the appropriation for any purpose not specifically provided herein, it shall be deemed an act of official misconduct and the officials so offending shall be forthwith removed from office.

SECTION 7. The clerk of court is hereby authorized and required to pay jurors seven cents mileage for each day's attendance upon court.

SECTION 8. No claims shall be paid by the supervisor or the county board unless same are itemized and probated.

SECTION 9. The farm demonstration agent and the home demonstration agent shall be appointed by proper authorities by and with the consent of the Jasper County Legislative Delegation.

SECTION 10. In order to meet the appropriations provided for in this act, the treasurer, supervisor and the county commissioners of Jasper County are authorized and empowered to borrow, as and when needed, such sums as may be necessary, not exceeding a total of thirty-five thousand dollars, and at a rate of interest not exceeding five per cent per annum, to meet the appropriations and expenditures herein made. The said officers shall execute form of notes for Jasper County as evidence of such indebtedness and may pledge the taxes herein levied.

SECTION 11. The Supervisor of Jasper County, before purchasing or placing an order for equipment, material, supplies, goods, wares or merchandise, or for anything whatsoever needed and used for county purposes in amount in excess of fifty dollars, shall ad-

vertise, giving reasonable notice, for bids in some newspapers published in Jasper County asking for bids for such equipment, materials, supplies, goods, wares, or merchandise as may be needed, and shall award the contract to the lowest responsible bidder or the supervisor may reject any or all bids.

SECTION 12. The County Treasurer of Jasper County, upon the written direction of a majority of the Jasper County Delegation in the General Assembly is hereby authorized and empowered to lend from any available funds of Jasper County, to the school district or county board of education from the county general fund, or the county surplus fund, such sum or sums of money as may be directed in writing, to any school district or county board of education in Jasper County in need of funds.

SECTION 13. The County Supervisor is hereby authorized to grant up to ten days annual leave with pay to county employees and up to ten days annual sick leave with pay provided the employee is under a doctor's care.

SECTION 14. Any funds accruing to the general fund of the county in excess of the amounts appropriated by this act may be transferred to a fund and be utilized for renovation of the courthouse upon approval of the legislative delegation.

SECTION 15. Should the General Assembly in any subsequent year fail to enact a supply act for Jasper County the appropriations and tax levy herein set forth shall be the supply act for such subsequent year for Jasper County.

SECTION 16. Should a deficit result from the appropriations made in the 1959-1960 county supply act there is hereby appropriated a sufficient amount to cover this deficit.

SECTION 17. The Treasurer of Jasper County is authorized upon the written approval of the legislative delegation to borrow such sums as may be necessary to meet the obligations set forth in the county appropriation act beginning July 1, 1959.

SECTION 18. All acts or parts of acts inconsistent herewith are repealed.

SECTION 19. This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R954, H2516)

No. 1051

An Act To Authorize The Treasurer Of Jasper County To Borrow Seventy-Five Thousand Dollars, If So Much Be Necessary, To Meet The Obligations Set Forth In The County Appropriations Act, Beginning July 1, 1959, And To Provide For Repayment.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jasper County may borrow money—issue notes—payment.—The Treasurer of Jasper County, with the written approval of the legislative delegation, is authorized to borrow seventy-five thousand dollars, if so much be necessary, to meet the obligations set forth in the county appropriations act, beginning July 1, 1959, at the best available rates. The amount borrowed shall be evidenced by a note or notes executed by the treasurer and shall mature on such dates as he deems to be most advisable but not later than two years from the date of issuance. The full faith, credit and taxing power of Jasper County are hereby irrevocably pledged to the payment of the interest and principal of the notes issued hereunder.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1069, H2619)

No. 1052

An Act Authorizing And Directing The Treasurer Of Jasper County To Transfer The Sum Of Four Thousand Dollars From The General Fund To The Contingent Fund.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Jasper County may transfer money.—The Treasurer of Jasper County is hereby authorized and directed to transfer the sum of four thousand dollars from the General Fund to the Contingent Fund.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1117, H2701)

No. 1053

An Act To Make Supplemental Appropriations For Jasper County For The Fiscal Year 1960-1961.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated to the Jasper County Board of Education the sum of twelve thousand dollars to be used during the fiscal year 1960-1961.

SECTION 2. The Auditor of Jasper County shall levy and the Treasurer of Jasper County shall collect a tax in an amount sufficient to provide the funds herein appropriated.

SECTION 3. All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R661, S439)

No. 1054

An Act To Create The Camden Suburban Fire Zone In Kershaw County; To Authorize The Governing Boards Of The County And The City Of Camden To Enter Into A Contract For Furnishing Fire Protection In The Area And To Provide For The Defraying Of Its Cost Provided The Referendum Provided For Herein Results Favorably To The Creation Of The Fire Zone.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Camden Suburban Fire Zone created — area.—

There is hereby created in Kershaw County a fire zone to be known as the Camden Suburban Fire Zone which shall embody the area lying adjacent to the City of Camden and more fully described as follows:

All that certain area commencing at a point two (2) miles south of City Limits on Highway 521, the zone shall extend westward in a straight line to the Wateree River, which is to include the main dwelling and all buildings incident thereto of Mulberry Plantation, thence northwestwardly along Wateree River to a point two hundred sixty-four (264) feet northwest of Highway No. 1, above River Bridge, thence northwardly along said line parallel to U. S. Highway No. 1 to a point two hundred sixty-four (264) feet west of Dual Lane Highway, thence northwardly along said line and parallel to Dual Lane Highway to a point two hundred sixty-four (264) feet south of Old Chestnut Ferry Road, thence westwardly along said line and parallel to Old Chestnut Ferry Road, until reaching a point two hundred sixty-four (264) feet of where old road intersects with Dual Lane again, thence running northwardly and parallel to Dual Lane, shall continue on to Highway No. 521, crossing Highway No. 521 to a point two hundred sixty-four (264) feet east of Southern Railway, thence southwardly and parallel to Southern Railway to a point two hundred sixty-four (264) feet north of Camden Fire Tower Road, thence eastwardly and parallel to said road to Camden Fire Tower property, thence southeastwardly to a point two hundred sixty-four (264) feet north of Dicey Creek Road at City's raw water station, thence east and parallel to Dicey Creek Road to a point two hundred sixty-four (264) feet west of old Airport Road, thence due north to a point on Woodward Field, which will establish northern boundary running due east, fifty (50) feet north of all buildings at Woodward Airport, to a point two-tenths of a mile east of U. S. Highway No. 1 which is to include properties of Malvern Hill Baptist Church, thence due south to a point on Highway No. 34 two hundred sixty-four (264) feet east of Precipice Road, thence southwardly and parallel to Precipice Road, at said point to a point two hundred sixty-four (264) feet south of intersection of Precipice Road and Black River Road, thence westwardly and parallel to Black River Road to a

point two hundred sixty-four (264) feet east of Highway No. 521, thence south at said point parallel to Highway No. 521 to a point two miles south of City Limits.

SECTION 2. Referendum concerning establishment of Fire Zone.

—Before the Camden Suburban Fire Zone is created or any charges authorized, a special referendum shall be held in the proposed zone on Tuesday, March 15, 1960, at which time the following question shall be submitted to the qualified electors in the zone:

“Do you favor the establishment of the Camden Suburban Fire Zone and a charge added to your water bill to defray the cost of fire protection?”

YES

NO

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word ‘YES’ and those voting against the question shall deposit a ballot with a check or cross mark in the square after the word ‘NO.’”

The referendum shall be held at such place or places within the proposed zone as may be designated by the Commissioners of Election of Kershaw County and notice of the referendum shall be given by posting notices thereof in eight public places in the proposed zone at least ten days prior to the referendum with a similar notice to be published in a newspaper published in the county at least ten days before the referendum, which notices shall state the place, time and purpose of the referendum.

The commissioners of election shall appoint managers for the election; such managers may require of persons voting proof of residence in the zone. The polls shall be opened at 8 a. m., and closed at 6. p. m. On closing the polls, the managers shall count the ballots and declare the results of the referendum. If it shall be deemed by the commissioners that a majority of the legal votes in the referendum have been cast in favor of the creation of the fire zone and the addition of a charge for the fire protection services, the zone shall be created and the charges shall be established as provided for in this act. If it be determined that a majority of the votes cast oppose the creation of the fire zone, the zone shall not be created. The validity of the referendum and the correctness of the determination of the results thereof by the commissioners shall not be open to question in any court except in a suit or proceeding commenced within thirty days after the date of the referendum.

The officials responsible for canvassing the results of the referendum shall, within ten days, certify such results to the clerk of court of the county and to the Secretary of State.

SECTION 3. City of Camden may furnish fire protection if Fire Zone created.—If the fire zone is created pursuant to this act, the City of Camden may furnish fire protection to the area established. In furnishing protection to the area, the fire department shall be guaranteed full cooperation of the residents of the area and shall enjoy all of the immunities, privileges and authority given to fire departments in combating fire and hazards now given them by law.

SECTION 4. Contract for furnishing fire protection—utility bills to be increased.—Within thirty days after the referendum, if its results are favorable, the Governing Board of Kershaw County and the City Council of Camden shall enter into a contract for furnishing fire protection to the area under such terms and conditions as they may agree. To defray the cost thereof, the City of Camden is authorized to add to the utility bill of each separate residence or residential meter a sum not to exceed one dollar per month and to each commercial meter in a retail establishment or apartment building a sum not to exceed two dollars per month. If there should exist a business and a residence on the same lot and operated off the same meter the two dollar commercial rate will apply. Any person failing to pay the assessment imposed herein shall be subject to the same penalties as are now applied for nonpayment of utility bills.

Industrial installations, private schools, private clubs, and other buildings of a nature not classified herein will pay an assessment based on the number of buildings, number of floors or special nature of the premises as determined by the City Council of Camden and the Kershaw County Governing Board.

Assessments for protection of properties named above and residences or commercial properties not on the city utility system shall be made on an annual basis.

Assessments unpaid after sixty days from the due date thereof shall constitute a lien on the premises assessed.

No assessment shall be made for church properties or public buildings.

SECTION 5. Fire protection to be furnished within 30 days.—Fire protection as provided for herein shall be furnished not later

than thirty days from the execution of the contract between the Governing Board of Kershaw County and the City Council of Camden.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R685, H2147)

No. 1055

An Act To Authorize And Empower The Board Of Trustees Of The School District Of Kershaw County To Issue Not Exceeding Seven Hundred Thousand Dollars Of General Obligation Bonds Of The School District Of Kershaw County, To Prescribe The Conditions Under Which The Bonds May Be Issued And The Purposes For Which Their Proceeds May Be Expended, And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly takes note of the fact that the public school system in Kershaw County is conducted by a single School District comprising all of Kershaw County and known as The School District of Kershaw County (hereinafter called "The School District"). Such School District is under the supervision of the Board of Trustees created by Act No. 765 of the Acts of the General Assembly for the year 1952 (herein called "The Board").

The General Assembly finds that the School District is indebted to the Sinking Fund and Property Division of South Carolina and to Kershaw County in the aggregate principal amount of five hundred and fifty thousand dollars. The debt to the Sinking Fund and Property Division is evidenced by four notes bearing interest at four per cent, aggregating one hundred and fifty thousand dollars, dated on four occasions during 1957 and maturing in the year 1962. The debt to Kershaw County is evidenced by a note in the sum of four hundred thousand dollars, dated August 24, 1959, bearing interest at four per cent and maturing in 1960. To raise the money

loaned to The School District, Kershaw County itself borrowed a similar amount of money from the Sinking Fund and Property Division. Thus in reality, The School District is indebted to the Sinking Fund and Property Division for the entire debt, viz., five hundred and fifty thousand dollars. The largest part of the indebtedness represents an expenditure made in connection with the rebuilding of the Blaney Public School which burned during 1956, and which was rebuilt during 1958. Another part of the debt arose when the construction costs of the public school at Camden exceeded estimates by approximately one hundred thousand dollars. The remainder, but smallest part of the debt, results from a failure to levy sufficient taxes to meet the cost of operating the public schools and to such extent represents a casual deficit. It has been determined that the debt of five hundred and fifty thousand dollars, all of which matures at an early date, should be funded in order to avoid excessive tax levies.

The General Assembly also finds that further school facilities are required for the public school system of The School District, and has determined to authorize that such facilities be obtained through a sale of the bonds authorized by this act. It has therefore determined to authorize the issuance of the aggregate amount of seven hundred thousand dollars of general obligation bonds of The School District (or such lesser amount as may at the time of the issue of such bonds be within the constitutional debt limitation applicable to The School District).

SECTION 2. School District of Kershaw County may issue bonds.—In order to raise moneys to fund the indebtedness described in Section 1, and to provide for additional school facilities for the public school system of The School District, The Board shall be authorized and empowered to issue and sell, either as a single issue, or from time to time as several separate issues, not exceeding seven hundred thousand dollars of general obligation bonds of The School District.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or installments as The Board shall provide for, except that the first maturing bonds of any issue shall mature within three years from the date as of which they shall be issued; not less than three per cent of any issue shall mature in any year; and no

bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by The Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Negotiable.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Kershaw County, upon such conditions as The Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as The Board shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by The Board.

SECTION 8. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as The Board shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of The School District

shall be irrevocably pledged, and there shall be levied annually by the Auditor of Kershaw County, and collected by the Treasurer of Kershaw County, in the same manner as county taxes are levied and collected, a tax without limit on all taxable property in The School District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Kershaw County, to be deposited in a Bond Account Fund for The School District, and shall be expended and made use of by The Board as follows:

- (a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.
- (b) Any premium shall be applied to the payment of the first installment of principal of such bonds.
- (c) The remaining proceeds shall be used for the following purposes:
 - (i) To defray the costs of issuing the bonds authorized by this act;
 - (ii) To retire the notes evidencing the indebtedness of The School District described in Section 1; and
 - (iii) To provide such school facilities for The School District as shall, in the opinion of The Board, be most urgently needed.
- (d) If any balance remain, the same shall be held by the Treasurer of Kershaw County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers of board.—The powers and authorizations hereby conferred upon The Board shall be in addition to all other powers and authorizations previously vested in The Board and may be availed of pursuant to action taken at any regular or special meeting of The Board.

SECTION 14. No further action required for issuance of bonds.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R741, H2250)

No. 1056

A Joint Resolution Providing For A Referendum In Kershaw County To Ascertain The Wishes Of The Registered Electors As To The Type Of Law Enforcement System Desired.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Referendum concerning type of law enforcement for Kershaw County.—There shall be submitted to the qualified electors of Kershaw County at the election to be held on the second Tuesday in June, 1960, the following question :

“Do you favor law enforcement in Kershaw County to remain under the present system, or that it be under the office of the Sheriff ?

Prefer present system ☐
Prefer under office of Sheriff ☐”

SECTION 2. Ballots.—The commissioners of election shall have printed and distributed a sufficient number of ballots at each precinct within the county.

SECTION 3. Results.—The officials responsible for canvassing the result of the election shall, within ten days, certify such result to the Kershaw County Legislative Delegation.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R1152, H2580)

No. 1057**An Act To Make Appropriations For The Operating Expenses Of Kershaw County For The Fiscal Year 1960-1961, And To Provide For The Expenditure Thereof.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax sufficient to meet the appropriations in this act to be raised by a levy upon all the taxable property of Kershaw County is hereby levied on such property for ordinary purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, and shall be expended as herein provided, the amount of such levy to be determined by the auditor and treasurer of the county upon the approval of a majority of the legislative delegation. The funds accruing to the county from the State on account of any other taxes paid over by the State, or any department of the State government for general county purposes, are likewise appropriated along with the funds received from such levy.

SECTION 2. The county auditor and treasurer are also directed to levy a tax sufficient to raise an amount sufficient to retire the principal and interest due on the county hospital bonds, together with an amount not to exceed the proceeds of a nine mill levy to be utilized to defray the general operating expenses of the Kershaw County Memorial Hospital including cost of charity care.

SECTION 3.

Item 1. Administrative Department:

A. Auditor's Office

(1) Salary of Auditor (county's portion)\$ 1,720.00

(2) Deputy Auditor 3,660.00

Provided, that the Deputy Auditor shall be appointed by the Auditor with the approval of a majority of the County Legislative Delegation.

(3) Board of Assessors 1,500.00

Provided, that each member shall receive ten dollars per day while working, plus seven cents per mile travel while engaged in work.

Total\$ 6,880.00

B. Treasurer's Office

(1) Salary of Treasurer (county's portion) . . .	\$ 2,740.00
(2) Clerk to Treasurer	2,640.00

Total \$ 5,380.00

C. Tax Collector's Office

(1) Salary, Tax Collector	\$ 3,840.00
(2) Travel, Tax Collector	1,200.00
(3) Clerk to Tax Collector	2,640.00

Total \$ 7,680.00

Total, Item 1 \$ 19,940.00

Item 2. Judicial Department:

A. Clerk of Court

(1) Salary (Clerk to Circuit Court and Registrar of Mesne Conveyance)	\$ 5,740.00
(2) Deputy Clerk of Court	2,880.00
(3) Salary (two additional clerks, \$2,640.00 each)	5,280.00

Total \$ 13,900.00

B. Master

(1) Salary of Master	\$ 1,800.00
Salary of Master as Judge of Juvenile-Domestic Relations and Special Court	3,240.00
(2) Secretary to Master and Judge, Salary	2,400.00
(3) Additional Secretarial Assistance for Master	600.00
(4) Office Rent	600.00

Total \$ 8,640.00

C. Court of General Sessions and Common Pleas

(1) Jurors, witnesses, bailiff and court crier . . .	\$ 10,000.00
<i>Provided, bailiff, jurors, clerk for probation officer and court crier shall be paid eight dollars per day for each day actually engaged in their duties.</i>	
(2) Supplement to Fifth Circuit Court Reporter	700.00
(3) Salary, Assistant Solicitor, Fifth Circuit	900.00

(4) Probation Officer, Salary Supplement 700.00

Provided, that the Probation Officer shall be available to assist the Judge of the Juvenile-Domestic Relations and Special Court as may be required by the Judge thereof.

Total \$ 12,300.00

D. Probate Judge

(1) Salary, Probate Judge \$ 5,740.00

(2) Salary, Clerk to Probate Judge 2,640.00

Total \$ 8,380.00

E. Magistrates

(1) Salaries

Magistrate for DeKalb Township \$ 3,840.00

Magistrate for Town of Kershaw 1,760.00

Magistrate for Flat Rock Township 800.00

Magistrate for Buffalo Township 1,020.00

Magistrate for West Wateree Township 1,620.00

Provided, that the Magistrate for DeKalb Township shall keep same office hours as other courthouse officials.

Provided, the Magistrate of Flat Rock shall keep office hours at Liberty Hill, S. C., at least one day a week and shall certify that this condition has been fulfilled prior to receiving his monthly salary.

Provided, that all Magistrates may draw up to ten dollars a month each for office rent when office is not provided in a county building.

Total \$ 9,040.00

F. County Attorney

(1) Salary \$ 600.00

Provided, however, the County Attorney's salary shall be in lieu of all fees, except those approved by a majority of the Legislative Delegation.

Provided, further, the County Attorney shall be elected by a majority of the Legislative Delegation for a period of one year.

Total	\$ 600.00
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G. Office of Coroner

(1) Salary	\$ 1,140.00
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(2) Inquest stenographer, if so much be needed	100.00
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Provided, the stenographer shall be paid at the rate of \$5.00 per inquest.

Total	\$ 1,240.00
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Total, Item 2	\$ 54,100.00
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Item 3. Law Enforcement:

A. Sheriff's Office

(1) Salary of Sheriff	\$ 5,240.00
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(2) Salary of Sheriff as Chairman of Law Enforcement Board	500.00
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(3) Salary of Deputy Sheriff	4,020.00
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(4) Clothing allowance for Deputy Sheriff	175.00
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Total	\$ 9,935.00
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B. Rural Police

(1) Per diem and travel for members of the County Law Enforcement Board, to be paid at the rate as now provided for State boards and Commissions	\$ 750.00
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(2) Salary, Chief of Rural Police	4,020.00
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(3) Salaries, Six Rural Police	19,800.00
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(4) Uniforms, Rural Police	500.00
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Provided, however, that the salaries and expenses of the above Rural Police shall be paid monthly and such payments shall be approved by a majority of the Law Enforcement Board.

Provided, all rural policemen and radio dispatchers who have served satisfactorily for a period of one year or more shall receive an

additional compensation of one hundred dollars per year.

- (5) Rural Police automotive expense, including maintenance, upkeep and purchase of new vehicles 12,000.00

Provided, that the Law Enforcement Board is authorized to trade not more than three police automobiles.

- (6) Salaries to Radio Dispatchers 6,600.00

Provided, that the Law Enforcement Board may commission any persons employed as radio dispatchers as rural police officers if it so desires.

Total \$ 43,670.00

C. Jail Expense

- (1) Operation of Jail, if so much be needed ... \$ 3,000.00

- (2) Jailor 1,800.00

Total \$ 4,800.00

Total, Item 3 \$ 58,405.00

Item 4. Public Works:

A. Board of Directors

- (1) Salary, Clerk to Board of Directors and Administrator \$ 5,040.00

- (2) Assistant to Clerk 3,000.00

- (3) Salary, County Administrator (portion to be paid out of the general fund) 2,740.00

Total \$ 10,780.00

B. Janitors

- (1) Salary of Janitors at Courthouse and Agricultural Building \$ 3,240.00

Total \$ 3,240.00

C. Miscellaneous

- (1) Telephone (all offices) \$ 3,000.00

- (2) Printing, postage, stationery and supplies, if so much be needed 7,500.00

(3) Public Building Maintenance, lights and water	10,000.00
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Total	20,500.00
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D. Insurance

(1) On prisoners	\$ 500.00
(2) Bond premiums	900.00
(3) Premiums on Workmen's Compensation ..	2,000.00
(4) Insurance, County Motor Vehicles	1,300.00

Provided, that the above monies shall be spent only on approval of the County Governing Board.

(5) Retirement and Social Security payments for County employees	13,000.00
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Total	\$ 17,700.00
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Total, Item 4	\$ 52,220.00
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Item 5. Health Department:

A. Salaries:

(1) Three nurses at \$3,318.00 each	\$ 9,954.00
(2) Clerk	1,774.00

Total	11,728.00
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B. Travel:

(1) Health Officer	\$ 840.00
(2) Two Sanitarians at \$840.00 each	1,680.00
(3) Four nurses at \$840.00 each	3,360.00

Total	\$ 5,880.00
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C. Veterinarian:

(1) Salary (part time)	\$ 780.00
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Total	\$ 780.00
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D. Expenses and Supplies:

(1) To be spent if needed on approval of Kershaw County Board of Health	600.00
(2) For supplies and maintenance of Kershaw Health Center, if so much be needed, to be	

spent on approval of the Kershaw County Board of Health		300.00
Total		\$ 900.00
E. Miscellaneous Health Appropriations:		
(1) T. B. Association	\$	1,000.00
<i>Provided</i> , the above amount shall be spent by the Kershaw County Board of Health for the treatment or case finding of tubercular patients in Kershaw County.		
(2) Vital Statistics		340.00
(3) Post Mortems and Lunacy		350.00
<i>Provided</i> , that the above payments shall be made only on approval of the Board of Health of Kershaw County.		
Total		\$ 1,690.00
Total, Item 5		\$ 20,978.00
Item 6. Military:		
A. Service Officer (Salary)	\$	4,500.00
(1) Office Rent		420.00
(2) Office Expense, Telephone and out of town travel		960.00
(3) Expense of moving office		100.00
Total		\$ 5,980.00
B. Kershaw Guards:		
Combat Support Co. 3d Battle Group, 118th Inf. S. C. A. N. G.	\$	500.00
<i>Provided</i> , that the above sum shall be expended for upkeep, maintenance and repairs on the Kershaw County Armory; and <i>provided</i> , further, that the said Armory shall be made available to the Camden Hospital Auxiliary and Junior Welfare League for functions at a rental not to exceed \$25.00 per night.		
Total		\$ 500.00
Total, Item 6		\$ 6,480.00

Item 7. Farm Aid:

A. Salary Subsistence:

(1) Farm Agent	\$ 720.00
(2) Assistant Agent	520.00
(3) Home Agent	720.00
(4) Assistant Home Agent	520.00
Total	<hr/> \$ 2,480.00

B. Assistant for Colored Farmers:

(1) Farm Agent (Salary)	\$ 720.00
(2) Home Agent (Salary)	1,170.00
(3) Clerk	1,380.00
(4) Home Agent (Travel)	600.00
(5) Farm Agent (Rent)	210.00
Total	<hr/> \$ 4,080.00

C. Miscellaneous Farm Aid:

(1) 4-H Club Work (White)	\$ 100.00
(2) 4-H Club Work (Colored)	100.00
(3) Kershaw County Chapter of Future Home- makers of America	100.00
(4) Council of Farm Women	250.00
(5) Demonstration Material for Home Agent (White)	50.00
Total	<hr/> \$ 600.00

D. Cotton Rent Platform

Total	<hr/> \$ 675.00
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E. Supplement to salary of four County Fire War-
dens

Total	<hr/> \$ 1,680.00
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Total, Item 7	<hr/> \$ 9,515.00
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Item 8. Welfare:

A. County Welfare Board, to be paid at the rate of ten dollars per meeting attended	\$ 360.00
Travel for worker	300.00

Total	\$ 660.00
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B. Camden and Kershaw County Children's Home.	\$ 4,000.00
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Provided, above shall be spent at a rate of \$1.50 per day for child care of indigent children of Kershaw County, and the above sums shall be paid semi-annually upon certification by the president and secretary of the Kershaw County Children's Home that care and maintenance were actually rendered for the number of days for which claim is made.

Total	\$ 4,000.00
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C. County Poor	\$ 4,000.00
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Provided, that this amount shall be spent by the Welfare Department subject to the advice of the County Board of Directors.

Total	\$ 4,000.00
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Total, Item 8	\$ 8,660.00
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Item 9. Libraries:

A. County Library

(1) Acting Head Librarian, Salary	\$ 2,340.00
(2) Bookmobile Librarian, Salary	2,040.00
(3) Operation of Bookmobile, gas, oil, tires, repairs, etc.	400.00
(4) Books, Periodicals, Mending and Binding.	3,000.00
(5) Office Supplies	250.00
(6) Equipment	50.00
(7) Contingent Fund	100.00
(8) Insurance on Books (\$30,000.00)	195.00

Total	\$ 8,375.00
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B. DeKalb Negro Branch	
(1) Salary for Librarian	\$ 1,920.00
(2) Books and Supplies	1,500.00
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Total	\$ 3,420.00
C. Bethune Library	\$ 600.00
D. Kershaw Memorial Library	300.00
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Total	\$ 900.00
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Total, Item 9	\$ 12,695.00
Item 10. Miscellaneous:	
A. Contingent Fund	\$ 5,000.00
To be spent only if approved by a majority of the County Legislative Delegation.	
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Total	\$ 5,000.00
B. For merit raises to county clerical employees as provided in Section 7, if so much be needed ...	\$ 3,360.00
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Total	\$ 3,360.00
C. Audit	\$ 1,500.00
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Total	\$ 1,500.00
D. Secretary to Delegation	\$ 600.00
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Total	\$ 600.00
E. Chamber of Commerce	\$ 2,000.00
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Total	\$ 2,000.00
F. Rose Community Center	\$ 250.00
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Total	\$ 250.00
G. Edgewood Community Center	\$ 200.00
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Total	\$ 200.00
H. County Rescue Squad	\$ 500.00
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Total	\$ 500.00

I. Camden Civil Air Patrol	\$ 500.00
Total	\$ 500.00
J. To the Town of Kershaw for expanded Com- munity Service	\$ 1,000.00
Total	\$ 1,000.00
Total, Item 10	\$ 14,910.00
Item 11. Park and Recreation Commission:	
(1) Salary, Superintendent	\$ 4,020.00
(2) Salaries, Life Guards	1,440.00
(3) Labor, Grounds, etc.	1,000.00
(4) Gas and Oil	400.00
(5) Lights	180.00
(6) Telephone	230.00
(7) Incidentals (Insurance, etc.)	350.00
(8) For Colored Park	1,000.00
Total, Item 11	\$ 8,620.00
GRAND TOTAL	\$266,523.00
Estimated Revenues and Available Credits:	
Magistrates' Fines	\$ 50,000.00
County Officers' Fees	18,000.00
Beer and Wine Tax	7,000.00
Liquor Tax	26,000.00
Insurance Fees	18,000.00
Tax Collector	6,000.00
Bank Tax ..	3,000.00
Income Tax	30,000.00
County Service Officer	4,500.00
Total Estimated Revenues and Available Credits	\$162,500.00
Total amount to be raised by Taxation	\$104,023.00

SECTION 4. The sheriff and any other police officer shall receive in addition to their regular salaries, actual expenses excluding mileage, when called beyond the limits of the county on official business

such as searching for fugitives, conveying prisoners to the State Reformatory, to the State Penitentiary, etc. The sheriff shall also receive fifty cents per meal for dieting each prisoner for each meal consumed while the prisoner is detained in the county jail or otherwise in his custody. *Provided*, however, that the above expenses shall be paid only when a notarized statement is filed with their requisitions for such expenses and meals with the County Administrator.

SECTION 5. The Magistrates of Kershaw County are hereby required to enter all cases brought before them on their docket and to show on said dockets what disposition is made of each case, and shall enter on said dockets all costs which may be assessed against the parties of said case, and shall collect the same and shall pay over to the county treasurer monthly all fines and costs in criminal cases which may have been collected by them and shall submit their dockets to the board of county directors monthly for audit. *Provided*, however, that no magistrate in Kershaw County shall be paid his monthly salary until the above section has been complied with on or before the tenth day of each month.

SECTION 6. The appropriations herein made for salaries of the various county officers and other county employees shall be paid to such officers and employees in semimonthly installments upon individual claims to be submitted to the county board of directors. The clerk of the said board is hereby authorized to issue checks in payment of all claims for which a specific appropriation is made. *Provided*, however, that all salaries appropriated are in lieu of all fees.

SECTION 7. Clerical employees, other than elected officials who have had at least ten years of satisfactory service in the employ of the county, shall receive a supplement to their salary in the sum of twenty dollars per month. *Provided*, that any such employees with more than five years of satisfactory service shall receive a supplement of ten dollars per month. *Provided*, further, that any such employees with more than one year of satisfactory service shall receive a supplement of five dollars per month. *Provided*, further, that the director and employees of the Kershaw County Welfare Department shall be included in this section.

SECTION 8. It shall be unlawful for any county official or employee to use any automobile, truck, tractor, gasoline or oil, or other property belonging to the county, except for county purposes. The

county board of education is hereby authorized and directed to furnish school bus transportation for all activities of the 4-H Boys and Girls, Vocational and Agricultural Boys, Home Economics Girls and Junior Homemakers of America in attending inter and intra county meetings pertaining to their respective endeavors.

SECTION 9. If circumstances arise, which, in the judgment of a majority of the Kershaw County Legislative Delegation, require the expenditure of a greater amount than herein provided for any purposes, or should, in the judgment of said majority of the delegation, the affairs of Kershaw County increase the expenditure of funds for purposes not mentioned in this act and above enumerated, said delegation or a majority thereof shall have and are hereby given the right, by resolution, to increase the amount appropriated in any item and may also appropriate funds for purposes not mentioned or referred to in this act, which resolution or resolutions shall be filed with the County Administrator for Kershaw County as their authority for expending the funds thus appropriated; and the county administrator, the board of directors concurring, may borrow, if necessary, such amounts as may be required to make such increase or additional appropriations and may pledge the full faith and credit of Kershaw County for the payment of the amount so borrowed.

SECTION 10. The county administrator is hereby authorized, empowered and directed, with the approval of a majority of the Kershaw County Governing Board, to borrow monies for such public purposes as may be necessary, and to pledge the levies and the faith, credit and taxing power of Kershaw County for the payment of all monies which may be borrowed hereunder.

SECTION 11. It shall be unlawful for the Kershaw County Administrator to offer for sale or dispose of any property or equipment of any kind having a value of five hundred dollars or more, without first obtaining the written approval of a majority of the Kershaw County Board of Directors.

SECTION 12. The Kershaw County Board of Education is authorized and directed to prepare a budget for the operation of the Kershaw County schools for the fiscal year beginning July 1, 1960, and ending June 30, 1961, which budget shall be effective when approved by a majority of the Kershaw County Delegation. The budget may include a supplement to the salary of the superintendent of edu-

cation provided that his total salary shall not exceed the sum of six thousand dollars; *Provided*, that the budget shall include an incentive pay schedule as recommended by the Kershaw County Education Association and approved by the county board of education and the legislative delegation; and *provided*, further, that the budget shall include a sum to pay expenses and per diem of the Kershaw County Board of Education and a sum to supplement the administrative personnel of the superintendent of education's office, including the attendance teacher and the school lunchroom supervisor. *Provided*, further, that the children who reside in the attendance area of the Pine Grove School who are presently enrolled in the Camden City Schools shall be authorized to continue to attend the said schools during the period covered by this act.

SECTION 13. The county administrator is directed, and it is made a part of his duty, to cooperate with the State Highway Department to increase the mileage of farm-to-market roads, and to use in the construction of such farm-to-market roads in Kershaw County all county equipment necessary.

SECTION 14. A complete and accurate record of the cost of construction of all roads under contract and expenditures with the South Carolina Highway Department will be maintained by the county administrator. All funds received pursuant to these contracts shall be kept by the Treasurer in a separate fund and shall be used to defray the cost of such construction. At the end of the fiscal year, any unexpended funds, after making proper provision for a reserve for depreciation, shall be paid to the general fund. The county administrator is authorized to set the salaries of all personnel employed in the construction program subject to the approval of the county governing board. The county governing board is authorized to supplement the salary of the county administrator from this fund so that his total compensation from all sources shall not exceed the sum of five thousand two hundred and forty dollars.

SECTION 15. All materials, supplies or equipment shall be purchased for all departments of the county by the county administrator after having advertised for and received bids for the same. Such materials, supplies and equipment shall be requisitioned by each department in writing at least thirty days in advance of their requirements. No voucher for the payment of any purchase in excess of five hundred dollars shall be honored by the county treasurer unless the

county administrator and clerk of the governing board shall certify in writing that the purchase was made after having received public bids for such commodity unless the transaction is approved by the unanimous vote of the Kershaw County Governing Board.

SECTION 16. All monies received by Kershaw County from the one cent gasoline tax shall be expended by the county administrator with the approval of the governing board in payment of all necessary expenses for the building, maintenance and upkeep of county roads and buildings and all administrative expenses in connection therewith, including salaries for the elected members of the county governing board not to exceed the sum of one thousand and eighty dollars per year.

SECTION 17. Members of all boards and commissions of Kershaw County shall receive seven cents per mile for travel in attendance of all meetings.

SECTION 18. All prior actions or disbursements taken or made, as a result of any resolution or action by the Legislative Delegation from Kershaw County, are hereby validated, ratified, confirmed and declared to be legal and binding.

SECTION 19. All acts or parts of acts inconsistent herewith are repealed.

SECTION 20. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R577, S404)

No. 1058

An Act To Authorize The Board Of Directors Of Lancaster County To Convey Certain Real Estate To The Lancaster Chamber Of Commerce.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lancaster County to convey certain property to Lancaster Chamber of Commerce.—The Board of Directors of Lancaster County is hereby authorized to convey to the Lancaster Cham-

ber of Commerce certain real estate now owned by the County of Lancaster and described as follows:

All that certain piece, parcel or lot of land situate, lying and being in the State of South Carolina, County of Lancaster, in the City of Lancaster, fronting fifty feet on the north side of Dunlap Street and having a uniform width to the end of the property line; being bounded on the north by property of the Estate of J. H. Carnes; on the east by other property of Lancaster County; on the south by said Dunlap Street and on the west by property of the Estate of Sadie McC. Davis. For a more complete description reference is craved to plat which will be found recorded in the office of the Clerk of Court for Lancaster County in Plat Book 10, at page 240.

SECTION 2. Execution of deed.—The chairman of the board and the clerk of the board shall execute in the name of Lancaster County a fee simple deed to the Lancaster Chamber of Commerce.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R611, S440)

No. 1059

An Act To Authorize And Direct The Treasurer Of Lancaster County To Pay Certain Funds Allocated For Recreational Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Treasurer of Lancaster County to disburse certain funds.—The Treasurer of Lancaster County is hereby authorized and directed to immediately pay from the School Fund to the schools and communities of the county certain funds heretofore allocated for recreational purposes, where such schools or communities have not received such allocations.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R659, S473)

No. 1060

An Act To Authorize The Board Of Directors Of Lancaster County To Convey Certain Real Estate To The Trustees Of First Methodist Church, Lancaster, South Carolina, South Carolina Annual Conference, Southeastern Jurisdiction Of The Methodist Church, Their Successors In Office And Assigns.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lancaster County may convey property to First Methodist Church.—The Board of Directors of Lancaster County is hereby authorized to convey, for the consideration of one thousand five hundred dollars, to the Trustees of First Methodist Church, Lancaster, South Carolina, South Carolina Annual Conference, Southeastern Jurisdiction of The Methodist Church, their successors in office and assigns, certain real estate now owned by the County of Lancaster and described as follows:

“All that certain piece, parcel or lot of land situate, lying and being in the State of South Carolina, County of Lancaster, in the City of Lancaster, fronting fifteen feet on the north side of West Gay Street and having a uniform width to the end of the property line; being bounded on the North and East by other property of the First Methodist Church; on the South by said Gay Street, and on the West by other property of Lancaster County known as the jail property. For a more complete description reference is craved to plat recorded in the office of the Clerk of Court for Lancaster County in Plat Book 10, at Page 247.”

SECTION 2. Execution of deed.—The chairman of the board and the clerk of the board shall execute in the name of Lancaster County a fee simple deed to the First Methodist Church.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R660, S490)

No. 1061

An Act To Amend Act 455 Of The Acts Of 1959, Relating To The Lancaster County Water And Sewer District, So As To Further Provide For The Powers Of The Commission Of The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 3 of Act 455 of 1959, amended—subsection 14.1 added—Lancaster Water and Sewer District Commission may establish subdistricts—rates.—Section 3 of Act 455 of the Acts of 1959 is amended by adding a new subsection, to be designated 14.1, to read as follows:

“14.1. Establish subdistricts within the district; and fix and prescribe rates for water and/or sewer service within any subdistrict so established on a basis which may be nonuniform with the rates fixed and prescribed in another subdistrict, when the cost of provision of such service within the different subdistricts shall, in the sole discretion of the Commission, vary sufficiently to so require.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 17th day of March, 1960.

(R692, S485)

No. 1062

An Act To Authorize And Empower The County Board Of Education Of The School District Of Lancaster County To Issue Not Exceeding Eight Hundred Thousand Dollars Of General Obligation Bonds Of The School District Of Lancaster County, To Prescribe The Conditions Under Which The Bonds May Be Issued, And The Purposes For Which Their Proceeds May Be Expended And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that by Act No. 813 of the Acts of 1952 all then existing school districts in Lancaster County were consolidated into a single school district whose area and boundaries are co-extensive with the area and boundaries of Lancaster County, and which school district is known and designated as “The School District of Lancaster County” (herein called the school district). Such school district is under the management and control of the County Board of Education of Lancaster County as constituted by Section 2 of Act No. 813, as afterwards amended by Act No. 100 of the Acts of 1957 (herein called the Board).

The General Assembly finds that the increasing school population of Lancaster County requires a substantial outlay of capital funds. Such program includes both renovation and reconstruction of existing school buildings and the construction of additions thereto. It also includes a new consolidated school building to be located in the proximity of Brooklyn School and Springs School. The General Assembly finds that approximately eight hundred thousand dollars, together with other funds which may become available to the Board for this program, is needed and that permission to raise eight hundred thousand dollars through the issuance of bonds should be granted.

SECTION 2. School District of Lancaster County may issue bonds.—In order to raise moneys to provide additional public school facilities for the school district, the Board shall be authorized and empowered to issue and sell, either as a single issue, or from time to time as several separate issues, not exceeding eight hundred thousand dollars of general obligation bonds of the school district.

SECTION 3. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the Board shall provide for, except that the first maturing bonds of any issue shall mature within three years from the date as of which they shall be issued ; not less than three per cent of any issue shall mature in any year ; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 4. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated

maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Lancaster County, upon such conditions as the Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board shall provide.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the Board.

SECTION 8. Execution.—The bonds and the coupons to be thereunto attached, shall be executed in such manner as the Board shall by resolution prescribe.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act, as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the school district shall be irrevocably pledged, and there shall be levied annually by the Auditor of Lancaster County, and collected by the Treasurer of Lancaster County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in the school district, sufficient to pay the principal and interest of the bonds as

they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Lancaster County, to be deposited in a bond account fund for the school district, and shall be expended and made use of by the Board as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be used for the following purposes:

(i) To defray the costs of issuing the bonds authorized by this act;

(ii) To provide for public school facilities for the school district in the manner contemplated by Section 1 of this act.

(d) If any balance remain, it shall be held by the Treasurer of Lancaster County in a special fund and used to effect the retirement of bonds authorized hereby.

SECTION 13. Powers of Board.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board and may be availed of pursuant to action taken at any regular or special meeting of the Board.

SECTION 14. No further action required for issuance of bonds.—No action other than that prescribed in this act need be taken to effect the issuance of the bonds herein authorized.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R694, S484)

No. 1063

An Act To Authorize And Empower The County Board Of Directors Of Lancaster County To Issue Not Exceeding One Hundred Thousand Dollars Of Bonds Of Lancaster County, To Prescribe The Purposes For Which The Bonds Are To Be Issued, The Conditions Under Which The Bonds May Be Issued, To Prescribe The Purposes To Which The Proceeds Shall Be Applied, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that further space is required for county offices and additions or renovations to county buildings in Lancaster County, and that it is desirable that the same be accomplished by the acquisition and improvement of property in proximity to the Lancaster County Court House. The General Assembly also finds that it is desirable that a building be acquired to house the county farm agent and to provide space for all agricultural and related activities which are sponsored in Lancaster County by Lancaster County and related governmental agencies. In order to meet the needs of Lancaster County herein set forth, the General Assembly has determined to make available to the Board of Directors of Lancaster County power to borrow one hundred thousand dollars through the means of the bonds authorized by this act.

The proceeds of the one hundred thousand dollar bond issue shall be used as follows :

\$30,000.00 for the purchase of the Brooklyn School building to be used as a county farm building ;

\$10,000.00 to be used for the purpose of renovating this building ;

\$20,000.00 to be used for the initial or down payment on the purchase price of the Coffee Estate (or Glenn Estate) facing on North Catawba Street, and the T. C. Hicks properties facing on North Main Street ;

\$40,000.00 for providing records space for the clerk of court and auditor, colored rest rooms in the courthouse, and so much renovation of the circuit courtroom as the remaining funds of the bond issue will permit.

SECTION 2. Lancaster County may issue bonds.—In order to provide funds which shall be used for purposes set forth in Section

1 of this act, the Board shall be empowered to issue and sell, as a single issue, not exceeding one hundred thousand dollars of general obligation bonds of Lancaster County.

SECTION 3. Maturity.—Bonds issued pursuant to this act shall mature in such manner as the Board shall prescribe except that no bonds shall mature more than twenty years from their date.

SECTION 4. Redemption.—Any of the bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities, at par and accrued interest, plus such redemption premium or premiums as may be prescribed by the Board, but no bond shall be redeemable before its maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having any bond registered as to principal on the books of the Treasurer of Lancaster County, upon such conditions as the Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at such rates as may be determined by the Board.

SECTION 8. Execution.—Bonds issued pursuant to this act and all coupons annexed thereto shall be executed in the manner provided for by the Board.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold by the Board at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. The published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of Lancaster County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Lancaster County and collected by the Treasurer of Lancaster County, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in Lancaster County sufficient to pay the principal and interest of the bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be delivered to the County Treasurer of Lancaster County and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied by the treasurer to the payment of the first instalment of interest to become due on the bonds;

(b) Any premium shall be applied by the treasurer to the payment of the first instalment of principal of the bonds.

(c) The remaining proceeds shall be expended, upon the order or warrant of the Board to pay the cost of the issuance of the bonds and to provide the funds for the purpose for which the bonds are issued.

SECTION 13. Powers of Board.—The powers and authorizations hereby conferred upon the Board shall be in addition to all other powers and authorizations previously vested in the Board.

SECTION 14. Final date bonds may be issued.—No bonds may be issued pursuant to this act after December 31, 1961.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R1172, H2651)

No. 1064

An Act To Provide For The Levy Of Taxes For Ordinary County And Road Purposes For The Fiscal Year July 1, 1960, To July 1, 1961, And To Provide For The Expenditure Thereof In The County Of Lancaster; And To Provide Further For The Fiscal Affairs Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A sufficient tax, not to exceed sixty-five mills, less the estimated revenue to be received by Lancaster County, in 1960, to pay the appropriations hereafter made, the amount of such millage to be determined by the county auditor, after consulting with the members of the Lancaster County Legislative Delegation, is hereby levied upon all the taxable property of Lancaster County for county purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, for the amounts and purposes hereinafter stated, as follows : to wit :

SECTION 2. The fee for witnesses in the Court of General Sessions shall be three dollars per day and mileage, as now provided by law.

SECTION 3. The fee for bailiffs, grand and petit jurors and court criers in the Court of General Sessions and Court of Common Pleas shall be five dollars per day and mileage, as now provided by law.

SECTION 4. Public Works\$125,000.00

Total\$125,000.00

The above appropriation shall be expended for the maintenance of county chain gang, road construction, road maintenance, road equipment, repairs to equipment, materials and supplies for road construction and maintenance, chain gang supplies, and salaries of all personnel employed by the Board of Directors or the Road Supervisor, including the salary of the Road Supervisor. The board shall also employ a janitor for the county courthouse and office building at such salary as the board may direct, same to be paid from the general county fund. The board shall furnish all necessary supplies needed for janitorial service. The appropriation in this section shall be expended upon warrants approved by the county board of directors. All personnel employed for road construction, road mainte-

nance and chain gang employees shall be employed by the County Road Supervisor and shall receive such salaries as the Board of Directors shall provide. The above sum in Section 4 of this act for salaries and road maintenance includes the amount to be received from the one cent gasoline tax. The County Board of Directors of Lancaster County is not forbidden to expend in any one quarter of the year for road and bridge purposes a sum in excess of one-fourth of the total amount appropriated in this supply act, as prohibited in Section 33-1761, Code of Laws of South Carolina, 1952. The County Board of Directors is hereby authorized and directed to use whatever money it may receive by reason of the rental or sale of any equipment or commodities produced by it for county or ordinary purposes, as now provided by law; *provided*, however, that such sum shall not be deducted from the appropriations made in this supply act. In addition to the appropriation provided in this section, any and all monies received by the County Board of Directors from the South Carolina State Highway Department by reason of construction contracts entered into between Lancaster County and the State Highway Department shall be expended by the Board of Directors for any of the purposes set out above.

Law Enforcement

Salaries:

Sheriff	\$ 4,600.00
Chief Deputy Sheriff	3,000.00
Expense	1,200.00
Expenses of Sheriff	1,200.00
4 Deputy Sheriffs @ \$225.00 per month	10,800.00
1 Lieutenant @ \$250.00 per month	3,000.00
Expense of Deputies, telephone, meals out of town, laundering of uniforms, etc., in performance of duties	4,500.00
Radio Operator (1)	2,520.00
The Sheriff shall have the power to fix the compensation of his deputy sheriffs; <i>provided</i> , however, that no deputy shall receive more than \$300.00 per month nor less than \$275.00.	
Clerk (1), to be paid directly to the clerk employed	2,400.00
2 Deputy Sheriffs who shall be designated as Sergeants @ \$3,000.00 each	6,000.00

2 Expense Accounts @ \$900.00	1,800.00
Jailor	1,200.00
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Total	\$ 42,220.00

Expenses:

Operating jail, including per diem for feeding and maintenance, or so much as may be neces- sary	\$ 7,500.00
Maintenance Sheriff's automobiles and radios, or so much as may be necessary	10,000.00
Record books, forms, and postage, or so much as may be necessary	300.00
Uniforms for Sheriff's Officers, if so much be necessary	1,800.00
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Total	\$ 19,600.00

Magistrates:

Gills Creek Township	\$ 2,000.00
Hire of Clerk	600.00
Constable, Gills Creek Township	1,800.00
Kershaw	780.00
Constable, Kershaw	500.00
Buford Township	480.00
Constable, Buford Township	400.00
Cedar Creek Township	480.00
Constable, Cedar Creek Township	400.00
Cane Creek Township	940.00
Constable, Cane Creek Township	600.00
Indianland Township	460.00
Constable, Indianland Township	280.00
Pleasant Hill Township	460.00
Constable, Pleasant Hill Township	400.00
Flat Creek Township	460.00
Constable, Flat Creek Township	300.00
Waxhaw Township	460.00
Constable, Waxhaw Township	400.00
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Total	\$ 12,200.00

County Director's Office

Salaries:

Chairman of Board	\$ 1,020.00
Clerk of Board, to be paid directly to clerk employed	960.00
Directors (6) @ \$900.00 each	5,400.00
County Board Bookkeeper and Secretary	4,200.00
Secretary	2,400.00
Travel expense for 7 directors of the Board to be paid to each at the rate of \$150.00 per year	1,050.00
Travel expenses for the chairman of the Board for a year	600.00
Total	<u>\$ 15,630.00</u>

Auditor's Office

Salary in addition to the portion paid by the State under the General Appropriation Act and Expenses for County Auditor	\$ 2,300.00
Travel and Expenses for Auditor	1,200.00
Clerk to County Auditor, to be paid directly to the Clerk employed	2,400.00
Equalization Board	1,300.00
Total	<u>\$ 7,200.00</u>

County Treasurer's Office

Salary in addition to the amount to be paid by the State under the General Appropriation Act and expenses for County Treasurer	\$ 2,000.00
Clerk to Treasurer, to be paid directly to clerk employed	2,400.00
To compensate for extra work and mailing out tax notices	1,200.00
Total	<u>\$ 5,600.00</u>

Clerk of Court's Office

Salary	\$ 600.00
Salary to secretary for Clerk of Court	2,400.00
Postage, record books, office supplies and print- ing, or so much as may be necessary	1,800.00
Total	<u>\$ 4,800.00</u>

Probate Judge

Clerk to Probate Judge, to be paid directly to clerk employed	\$ 2,400.00
Postage, record books, printing and office supplies, or so much as may be necessary	500.00
For Lunacy Proceedings, if so much be necessary	500.00
Total	\$ 3,400.00

County Attorney

Salary	\$ 1,200.00
Total	\$ 1,200.00

County Coroner

Salary—Coroner	\$ 1,200.00
Stenographer, when necessary, not to exceed \$10.00 per inquest	100.00
Printing and Official Blanks	25.00
Travel Expense for coroner, not to exceed \$300.00	300.00
Total	\$ 1,625.00

Farm and County Agent's Departments

County Agent—Official Expense	\$ 710.00
Negro Agricultural Agent—Official Expense ..	400.00
Assistant Home Demonstration Agent—Travel Expense	600.00
Clerk—Home Demonstration Agent's Office, to be paid directly to clerk employed	1,800.00
Clerk—Negro Agricultural Agent's Office, to be paid directly to clerk employed	1,300.00
Travel—Negro Home Demonstration Agent ..	740.00
Stenographic work—County Agent's Office	180.00
Assistant County Agent's official expenses	600.00
Demonstration Supplies, County Agent's Office	50.00
Demonstration Supplies, Negro Agricultural Agent's Office	50.00
Boys' and Girls' Club Work	100.00
Boys' and Girls' Club Work—Negro	100.00
Stamps and incidentals—County Agent's Office	50.00

Rent for colored Home Demonstration Agent's Office	150.00
Total	\$ 6,830.00
County Game Wardens	
Travel and Expense	\$ 600.00
Total	\$ 600.00
Forestry Rangers	
Expenses and supplemental salaries	\$ 1,680.00
Total	\$ 1,680.00
County Nursing Home—support of inmates and medical supplies, hospitalization and miscellaneous expenses (if so much be necessary)	\$ 15,000.00
Total	\$ 15,000.00
Health Centers	
Part salary for one P.H. Nurse I	\$ 2,845.00
Travel for Sanitarian I @ \$90.00 per month ..	1,080.00
Travel for four P.H. Nurses I @ \$90.00 per month	4,320.00
Travel for County Health Officer II	820.00
Janitor Service	960.00
Drugs and supplies (Lancaster)	795.00
Drugs and supplies (Kershaw)	180.00
Lights, fuel, water, repairs	1,500.00
Total	\$ 12,500.00
Vital Statistics and Post Mortems	\$ 500.00
Total	\$ 500.00
Court Expenses	
Jurors, Witnesses, Bailiff	\$ 3,500.00
Stenographer, Parole Office	200.00
Total	\$ 3,700.00

Service Officer

Salary and expenses of Service Officer	\$ 4,800.00
Salary, Clerk to Service Officer	2,400.00
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Total	\$ 7,200.00

Miscellaneous

Lancaster County Rescue Squad	\$ 500.00
10 Rural Fire Fighting Units	10,000.00
Liability Insurance—Sheriff's Cars	900.00
Insurance on Public Buildings	1,500.00
Workmen's Compensation Insurance	1,750.00
Premium on Blanket Employees' Bond and Bonds of County Officials	1,200.00
Liability Insurance—County Trucks and Cars and Boiler Insurance Premiums	600.00
Telephone and Service Tolls for County Offices	3,000.00
Printing, Postage, Stationery, Office Supplies and Stamps (Treasurer)	2,000.00
Lights, Water, Fuel and Maintenance of County Office Building and Courthouse	3,000.00
Water Service, Marion Sims Hospital	1,500.00
Salary, County Minister	1,200.00
Salary, County Physician	1,200.00
County's Contributions—Retirement System ..	6,000.00
Salary for Secretary, County Board of Regis- tration	600.00
Civil Air Patrol—\$500.00 Kershaw, and \$500.00 Lancaster	1,000.00
Lancaster County's portion for the institution and operation of a Mental Health Clinic to serve the Counties of York, Chester and Lancaster ..	3,101.29
National Guard Unit at Lancaster	500.00
Tuberculosis for Film	600.00
Crippled Children Society	200.00
Mental Health	100.00
Kershaw Public Library	1,000.00
Rental—F.H.A.	180.00
Rental—A.S.C.	870.00

D. A. V. Publication	250.00
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Total	\$ 42,751.29
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GRAND TOTAL	\$329,236.29
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Less Estimated Revenue Other Than Taxes:

Gasoline Tax	\$130,674.00
Insurance Licenses Fees	17,771.00
County Service Officer	4,500.00
Alcoholic Liquors Tax	29,491.00
Beer and Wine Tax	8,285.00
State Income Tax	39,630.00
State Bank Tax	11,947.00
Library Fund	1,500.00
Fines and Forfeitures	50,000.00
Miscellaneous	1,000.00

Total	\$294,798.00
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Amount to be raised by Taxation	\$ 34,438.29
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Any sums not expended from the appropriations herein set forth, together with any surplus remaining over and above the total appropriations, shall be placed in the General Fund of the County.

SECTION 5. The county board of directors is hereby authorized to set aside out of the road fund such sum of money as, in its judgment, may be required in the interim between the regular monthly meetings for use in meeting weekly payrolls for labor, and to pay for freight, express and repairs for machinery, and the county treasurer is hereby authorized to make disbursements out of such special fund only on itemized claims of the chairman of the county board, which claims shall be regularly filed by the county treasurer with the county board of directors for formal approval by a majority thereof; the said approval or disapproval shall be recorded in the minutes of the board. The board is authorized and directed to pay the expenses of the audit authorized by the board for the past fiscal year. All claims must be made out and listed separately. All other claims against the county, including direct appropriation herein, shall be paid by the county treasurer only upon claims approved by the county board of directors.

SECTION 6. The sum of two thousand five hundred dollars, if so much be necessary, is hereby appropriated to be expended for needy and emergency cases of sickness; to be paid on recommendation of the County Minister or County Physician, with the approval of the County Board of Directors. *Provided*, that no person shall receive more than twenty-five dollars during the fiscal year.

SECTION 7. The jailor, under supervision of the sheriff, is hereby required to pay all operating expenses of the jail, except that per diem for dieting prisoners, hereinafter provided for, and except water, rents, fuel and electric lights. The sheriff shall receive, in addition to his salary, his necessary expenses in going to and returning when called beyond the limits of the county on official business, and shall receive one dollar per day for dieting each prisoner.

The above salary of the sheriff shall be in full for all services rendered the county, including the summoning of juries for the Court of General Sessions and Common Pleas; jailor to receive, in addition to one hundred dollars per month, fifty cents for each commitment and fifty cents for each discharge.

SECTION 8. The county board of directors is hereby authorized to pay the salaries of the county officers, magistrates and constables monthly; *provided*, the county board of directors shall not in any event appropriate or expend in excess of the amounts herein appropriated; *provided, further*, that the salaries of the clerks employed by the superintendent of education in his office shall be paid out of the county board of education funds.

SECTION 9. It shall be unlawful for any county official or employee to use any automobile, truck, tractor, gasoline or oil, or other property belonging to the county, except for county purposes.

SECTION 10. The board of directors is hereby authorized and directed to maintain telephone service in the following offices: County Director's office, Sheriff's office, Treasurer's office, Auditor's office, Probate Judge's office, Clerk of Court's office, Department of Public Welfare, Magistrate at Gills Creek Township's office, County Health Department office, County Service Officer and the Armory. *Provided*, that no long distance telephone calls shall be made from any telephone furnished by the county except for official calls made in connection with the particular office. Telephone service for superintendent of education's office is to be paid from funds allotted to schools. Each county official in whose office a telephone is maintained

shall certify monthly to the board of directors that all long distance calls made from his office were for official county business. The payment of all long distance calls shall be approved by the county board of directors.

SECTION 11. The county board of directors is hereby empowered and directed, upon the written authority of the Senator and at least one member of the House of Representatives from Lancaster County, to have an audit made of each county office from the time of the previous audit to July 1, 1960. An amount sufficient to defray the cost of such audit is hereby appropriated out of the general funds of Lancaster County. All such audits are to be made by a certified public accountant. In addition to the audit above provided, any superintendent or principal or any other school employee of Lancaster County who handles any school funds shall maintain a complete record of all receipts and disbursements, and on or before August 1, 1960, and each year thereafter, their books shall be audited by an accountant and a certified copy of same shall be filed with the county board of directors. Any necessary expenses for school audit shall be paid from the funds of the county board of education.

SECTION 12. Each and every magistrate in Lancaster County is hereby required to file with the county board of directors each month a report showing the name of each party for whom a warrant was issued; the amount of fines collected; sentences given; the cases appealed to the Circuit Court and the cases sent up to the Circuit Court. It shall be unlawful for the county board of directors to issue pay warrants to any magistrate until such report is filed.

SECTION 13. In order to secure a more adequate law enforcement, the Sheriff of Lancaster County is hereby empowered to employ an additional deputy or deputies, if such be necessary. This shall be done only on the written direction of the Senator and at least one member of the House of Representatives from Lancaster County. The compensation of such deputy or deputies shall be fixed by the Senator and at least one member of the House of Representatives from Lancaster County. Such amount as may be fixed by them is hereby appropriated out of the general funds of Lancaster County.

SECTION 14. The county board of directors of Lancaster County is hereby authorized, empowered and directed, with the approval of the Senator and at least one member of the House of Representatives from Lancaster County, to borrow money for such public pur-

poses as may be necessary, and to irrevocably pledge the levies and the faith, credit and taxing power of Lancaster County for the payment of all monies which may be borrowed hereunder.

SECTION 15. Any appropriation, expenditure or money borrowed or other acts made by the county board of directors under the authority of the Lancaster County Supply Act authorized by written authority of the Senator and one member of the Lancaster County Legislative Delegation are hereby validated.

SECTION 16. There is hereby appropriated the sum of two hundred and fifty dollars for maintenance of historical sites, to be expended by the Lancaster County Chapter of the Daughters of the American Revolution, and seven hundred and fifty dollars for the Lancaster County Historical Society to be expended for necessary travel and all other expenses incident to the needs of the Society.

SECTION 17. A tax of 43 mills is hereby levied upon all taxable property in Lancaster County for school purposes. This money shall be used to pay salaries, heat, lights, water and all countywide expenses. After estimated countywide expenses are budgeted, the balance of the estimated income from this tax and all other sources shall be distributed as follows: The following schools shall be allotted \$2,000 each to be used for recreation or as the area superintendents and local boards see fit: Buford High School, Flat Creek High School, Indian Land High School, Heath Springs High School, Hillside High School, Kershaw High School, Lancaster Junior High School, Barr Street High School and Lancaster Senior High School. The remainder of the estimated income shall be allocated to the various school areas on a per pupil basis. Each area shall prepare a breakdown of its budget and present it to the county board of education for approval. *Provided*, that a part of the kick-back that Lancaster County might receive under the 1960 State Appropriations Act be used to help liquidate the debt with the Budget and Control Board.

SECTION 18. It shall be unlawful for the board of directors or supervisor of roads for Lancaster County to offer for sale or dispose of any property or equipment of any kind having a value of five hundred dollars, or more, without first obtaining the written approval of a majority of the legislative delegation, including the Senator. The supervisor of roads is hereby authorized to purchase any emergency repairs or equipment where the item so purchased does

not cost in excess of five hundred dollars. All major items or heavy road-working equipment is to be purchased by majority approval of the board after obtaining written authorization from a majority of the legislative delegation, including the Senator.

SECTION 19. In order for the county to participate in federal funds or other sources of funds for the construction and equipping of a health center or centers, and the right to acquire land for the same, the county board of directors shall provide the necessary legal authority for the board, through its chairman, to apply through the State Board of Health for federal funds to assist in the construction and equipping of such health center or centers, and for the purchase of necessary land or acquire the necessary land by gift, devise or otherwise.

The authority granted shall enable the proper person or persons to legally apply and enter into agreements or contracts for federal or other funds. It is further provided that if any funds are received, they shall be deposited in the county treasury and shall be paid out in accordance with the plans, agreements and contracts authorized to be entered into for such financial assistance as may be available.

All such acts herein authorized shall be in accordance with Public Law 725 of the 79th Congress of the United States entitled "Hospital Survey and Construction Act" and the "State Hospital and Licensing Act" and regulations issued under the authority of the same.

SECTION 20. The chairman of the county board of education shall receive an annual salary of six hundred dollars and each member of the board shall receive the sum of five hundred dollars per annum. The chairman and the members of the board shall also be entitled to mileage at the rate of seven cents per mile traveled in attendance upon the meetings of the board; *provided*, that such sum shall be paid from funds allocated to the county board of education.

SECTION 21. The county board of directors is hereby authorized to expend a sum not to exceed one thousand dollars for the maintenance and operation of meeting room for Civil Air Patrol Unit at Lancaster and Kershaw, the sum to be expended for such purposes according to plans or regulations set forth by the board of directors.

SECTION 22. Any or all funds received by Lancaster County under the provisions of the General Appropriations Act for the State of South Carolina for the fiscal year 1960-1961 for school purposes shall be used to defray costs of the budget for the Lancaster County

schools for the year 1960-1961. In preparing the school budget for the school year 1960-1961, the county board of education is hereby authorized and directed to pay to all school teachers in Lancaster County seven hundred fifty dollars per year supplement for the school year 1960-1961; *provided*, that no school teacher shall receive less salary than he or she received during the school year 1959-1960.

SECTION 23. An amount of fifteen thousand dollars—Lancaster, ten thousand; Heath Springs, five hundred; and Kershaw, one thousand five hundred—is hereby appropriated for parks and playgrounds; *provided*, that each town, by taxation, matches dollar for dollar the funds appropriated by the county; also any county community project approved by a majority of the delegation, including the Senator.

SECTION 24. For the fiscal year July 1, 1960, to July 1, 1961, any and all manufactories newly constructed, and any and all additions and enlargements to existing manufactories in Lancaster County, involving an expenditure and investment of not less than two hundred thousand dollars, shall be exempt from all county taxes for a period of five years from the time of completion of new construction, additions or enlargements.

SECTION 25. Eight thousand four hundred dollars is hereby appropriated for the Juvenile Domestic Relations Court of Lancaster County. *Provided*, that the funds appropriated in this section shall be disbursed upon vouchers signed by the chairman and countersigned by the secretary and treasurer of the advisory board of the Juvenile Domestic Relations Court of Lancaster County.

SECTION 26. A sufficient amount of money is hereby appropriated for the Board of Directors of the Lancaster Watershed Area Protective Association of Lancaster County; *provided*, that the funds appropriated in this section shall be disbursed upon vouchers signed by the chairman and countersigned by the secretary of the Lancaster Watershed Area Protective Association of Lancaster County, and approved by the Lancaster County Board of Directors.

SECTION 27. Six hundred dollars is hereby appropriated for the Lancaster County Board of Health to be used for the purpose of operating a dog pound in the county.

SECTION 28. The salaries or wages of all employees of Lancaster County who are not elected by the qualified electors of the county

shall be increased as follows: ten per cent up to \$2,700.00; eight per cent between \$2,701.00 and \$3,600.00; and six per cent above \$3,600.00 for the fiscal year 1960-1961.

SECTION 29. If circumstances arise, which, in the judgment of the Lancaster County Legislative Delegation or a majority thereof, including the Senator, require the expenditure of a greater amount than hereinabove provided for any purposes, or should, in the judgment of the delegation, or a majority thereof, including the Senator, the interest of Lancaster County require the expenditure of funds for purposes not mentioned in this act and above enumerated, then the delegation, or a majority thereof, shall have, and is hereby given the right by resolution to increase the amount appropriated for any item, and may also appropriate funds for purposes not mentioned or referred to in this act, which resolution, or resolutions, shall be filed with the board of county directors for Lancaster County as its authority for expending the funds thus appropriated, and the board of directors may borrow, if necessary, such amounts as may be required to meet such increases or additional appropriations, and may pledge the full faith and credit of Lancaster County for the payment of the amounts so borrowed.

SECTION 30. One mill of the Board of Education's tax levy shall be used for establishing and helping to finance the branch of the Extension Division of the University of South Carolina to be established in Lancaster County.

SECTION 31. All acts or parts of acts inconsistent herewith are repealed.

SECTION 32. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Authorize And Empower The Board Of Trustees Of The Laurens Hospital District Of Laurens County To Issue Not Exceeding One Hundred Thousand Dollars Of Bonds Of Laurens Hospital District, Whose Proceeds Shall Be Used To Improve Public Hospital Facilities Or To Repay Any Borrowed

Funds For The Improvement Of The Hospital In The District; To Prescribe The Conditions Under Which The Bonds May Be Issued; To Prescribe The Purposes To Which The Proceeds Shall Be Applied; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that by Act No. 458, Acts of the General Assembly for the year 1959, Laurens County was divided into two hospital districts, one designated as Clinton Hospital District, and the other designated as Laurens Hospital District. By the terms of the act, the then existing Laurens County Hospital, in the City of Laurens, was made the property of Laurens Hospital District, and it was provided that the public hospital should continue to function under the management of the Board of Trustees established by Act No. 610, Acts of the General Assembly for the year 1957, for the benefit of the public in the manner prescribed by Section 2 of Act No. 458 of 1959. The General Assembly now finds that improvements to the public hospital facilities operated in Laurens Hospital District are required, and that an expenditure of one hundred thousand dollars is needed therefor. It has, therefore, determined to permit the Board of Trustees of the Laurens Hospital District to raise such sum through the issuance of the bonds authorized by this act.

SECTION 2. Laurens Hospital District may issue bonds.—In order to provide funds which shall be used to improve existing public hospital facilities or to repay any funds borrowed for the improvement of the hospital in Laurens Hospital District, the Board of Trustees of Laurens Hospital District of Laurens County, hereinafter referred to as "the Board of Trustees," is hereby authorized and empowered to issue and sell, as a single issue, not exceeding one hundred thousand dollars of general obligation bonds of Laurens Hospital District of Laurens County.

SECTION 3. Maturity.—Bonds issued pursuant to this act shall mature in such manner as the Board of Trustees shall prescribe, except that no bonds shall mature more than twenty years from their date.

SECTION 4. Redemption.—Any of the bonds issued pursuant to this act may be issued with a provision for their redemption prior to

their stated maturities, at par and accrued interest, plus such redemption premium or premiums as may be prescribed by the Board of Trustees, but no bond shall be redeemable before its maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having any bond registered as to principal on the books of the Treasurer of Laurens County, upon such conditions as the Board of Trustees may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the Board of Trustees shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at such rates as may be determined by the Board of Trustees.

SECTION 8. Execution.—Bonds issued pursuant to this act and all coupons annexed thereto shall be executed in the manner provided for by the Board of Trustees.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold by the Board of Trustees at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of Laurens Hospital District of Laurens County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Laurens County, and collected by the Treasurer of Laurens County, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in Laurens County, sufficient to pay the principal

and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be delivered to the County Treasurer of Laurens County and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied by the Treasurer to the payment of the first installment of interest to become due on the bonds.

(b) Any premium shall be applied by the Treasurer to the payment of the first installment of principal of the bonds.

(c) The remaining proceeds shall be expended, upon the order or warrant of the Board of Trustees to pay the cost of the issuance of the bonds and to provide the funds for public hospital facilities or to repay any borrowed funds for the improvement of the hospital as herein contemplated.

SECTION 13. Powers of board.—The powers and authorizations hereby conferred upon the Board of Trustees shall be in addition to all other powers and authorizations previously vested in the Board.

SECTION 14. Final date bonds may be issued.—No bonds may be issued pursuant to this act after December 31, 1961.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

An Act To Amend Section 10 Of An Act Of 1960 Bearing Ratification No. 621, Relating To A Bond Issue Of The Laurens Hospital District Of Laurens County, So As To Provide That a Tax

For The Payment Of The Principal And Interest Of The Bonds Shall Be Levied And Collected On All Taxable Property In Laurens Hospital District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 10 of Act 1065 of 1960 amended—payment of bonds by Laurens Hospital District.—Section 10 of an act of 1960 bearing ratification No. 621 is amended by striking on line eight the word “County” and inserting in lieu thereof the words “Hospital District,” so that when so amended Section 10 shall read as follows: “Section 10. For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of Laurens Hospital District of Laurens County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Laurens County, and collected by the Treasurer of Laurens County, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in Laurens Hospital District, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R895, H2027)

No. 1067

An Act To Provide For The Levy Of Taxes For School And County Purposes For The Fiscal Year 1960-1961; To Direct The Expenditure Thereof; To Provide For A Reserve Fund; To Provide For The Borrowing Of Money For Laurens County; To Provide A Supplemental Appropriation For The Fiscal Year 1959-1960; To Provide Authority For Peace Officers; And To Further Regulate The Fiscal Affairs Of Laurens County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The County Auditor of Laurens County is hereby directed to levy a tax of nine mills on all taxable property of Laurens County for the year 1960 which, together with the estimated revenues for the fiscal year 1960-1961 from other sources applicable to county purposes, shall be sufficient to raise the sums of money hereinafter appropriated. The County Treasurer of Laurens County is hereby directed to collect the tax in the manner provided by law.

SECTION 2. Subject to the terms and conditions of this act, the sums of money set forth herein, if so much be necessary, be, and the same are hereby appropriated out of the general fund of Laurens County, to meet the ordinary operating expenses of Laurens County applicable to the fiscal year 1960-1961, and for such other purposes as may be hereinafter specifically designated.

SECTION 3. APPROPRIATIONS:

Item 1. Board of Commissioners:

A. Salaries:

1. Supervisor	\$ 4,950.00
2. Commissioners—(2 @ \$733.00 each)	1,466.00
3. Clerk	3,025.00
4. Assistant Clerk	1,375.00
5. Additional Help	200.00

11,016.00

B. 1. Travel for Supervisor	1,800.00
2. Travel for 2 Commissioners @ \$350.00	700.00

2,500.00

C. Office Supplies	700.00
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700.00

D. Courthouse:

1. Water, Lights, fuel, telephone, jointor, supplies, cleaning grounds	8,500.00
2. Beautifying the lawn and building walks—to be done under the supervision of the Laurens County Garden Clubs	100.00
3. Ladies' Rest Room	900.00

9,500.00

E. Insurance—for Courthouse, Jail, County Home, Agriculture Building and Chain Gang Camp Buildings		1,500.00
		<hr/> 1,500.00
F. Supervisor :		
1. Salaries		54,208.00
2. Maintenance of roads and bridges and supplies		90,000.00
3. For equipment and supplies and for patching and otherwise improving black top roads ...		50,000.00
		<hr/> 194,208.00
G. County Home :		
1. Salaries :		
a. Superintendent		2,129.60
b. Assistant Superintendent		423.50
c. Additional help to care for inmates		3,194.40
2. Food, clothing, fuel, lights, etc., for inmates, and for farming expenses		9,000.00
		<hr/> 14,747.50
H. S. C. Retirement System for County employees		5,500.00
H-1. County's part of Social Security		4,500.00
H-2. County's part of Travelers Insurance		350.00
		<hr/> 10,350.00
I. S. C. Industrial Commission — premium for Workmen's Compensation Insurance		2,000.00
		<hr/> 2,000.00
J. County Attorney—the County Attorney shall be elected annually by the Supervisor and County Commissioners		500.00
		<hr/> 500.00
TOTAL, ITEM 1		\$247,021.50
Item 2. Clerk of Court :		
A. Salaries :		
1. Clerk of Court	\$	4,950.00
2. Deputy Clerk		3,025.00

3. Clerical Assistant	2,750.00
4. Janitor for courthouse—to be named by Clerk of Court and perform such duties as the clerk prescribes	2,420.00
	<hr/>
	13,145.00
B. Travel for Clerk of Court	300.00
	<hr/>
	300.00
C. Office Supplies	5,350.00
1. Photostat machine	2,500.00
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	7,850.00
D. Circuit Court and Civil and Domestic Relations Court—expenses, including jurors, witnesses and bailiffs	18,500.00
	<hr/>
	18,500.00

Provided, witnesses shall receive two dollars per day and all jurors, bailiffs and the court crier in attendance upon the court shall receive as compensation the sum of seven dollars and fifty cents per diem and mileage as now prescribed by law.

TOTAL, ITEM 2	<hr/>	\$ 39,795.00
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Item 3. Auditor:

A. Salaries:	
1. Auditor	\$ 1,820.50
2. First Assistant	3,025.00
3. Second Assistant	2,750.00
4. Additional help	2,000.00
	<hr/>
	9,595.50
B. Office Supplies, includes \$250.00 IBM maintenance	1,500.00
	<hr/>
	1,500.00
C. Board of Assessors and Equalization — each member shall be paid seven dollars and fifty	

cents per day for services actually rendered,
plus state mileage of seven cents per mile 2,250.00

2,250.00

D. Travel for Auditor 600.00

600.00

TOTAL, ITEM 3 \$ 13,945.50

Item 4. Treasurer :

A. Salaries :

1. Treasurer \$ 1,820.50

2. Assistant 2,750.00

3. Extra Help 200.00

4,770.50

B. Tax Collector :

1. Salaries :

a. Supervisor, Tax Collector's Office 660.00

b. Deputy Delinquent Tax Collector 3,960.00

4,620.00

Provided, that the Supervisor of the Tax Collector's Office shall designate the Deputy Tax Collector and field men; *provided*, further, that all fees and costs of execution shall be remitted to the general fund of the county; *provided*, however, that one dollar of the execution fee and mileage shall be paid to the field men as compensation for services, plus two per cent of the amount collected.

C. Office Supplies 2,300.00

2,300.00

TOTAL, ITEM 4 \$ 11,690.50

Item 5. Superintendent of Education :

A. Salaries :

1. Superintendent of Education \$ 798.60

2. Assistant 3,025.00

3. Attendance Teacher	363.00
4. Supervisor of School Lunch Program	363.00
	<hr/>
	4,549.60
B. Travel for Superintendent of Education	900.00
	<hr/>
	900.00
C. Office Supplies	350.00
	<hr/>
	350.00
D. Attendance Teacher—aid for needy children ..	220.00
	<hr/>
	220.00
	<hr/>
TOTAL, ITEM 5	\$ 6,019.60
Item 6. Sheriff:	
A. Salaries:	
1. Sheriff	\$ 4,950.00
2. Deputy Sheriffs—10 @ \$3,194.40	31,944.00
<i>Provided</i> , one of the above Deputy Sheriffs shall be assigned to the Wattsville area.	
3. Deputy for day work	3,194.40
4. Deputy for night work	3,194.40
5. Jailer	3,194.40
6. Deputy Sheriffs for mills 3 @ \$205.70	617.10
	<hr/>
	47,094.30
<i>Provided</i> , the Sheriff shall have the authority to name one Deputy as Chief Deputy, and such Deputy shall be placed under bond of \$2,500.00.	
B. Travel:	
1. Sheriff	2,400.00
2. Deputy Sheriffs—9 @ \$200.00 per month ..	21,600.00
3. Deputy Sheriffs—3 @ \$75.00 per month	2,700.00
4. Head Mill Deputy at Joanna, transporting prisoners and witnesses to jail and trial at Magistrates' Court—\$100.00 per month	1,200.00
5. Head Mill Deputy at Lydia Mill transporting	

prisoners and witnesses to jail and trial at Magistrates' Court—\$100.00 per month		1,200.00
		<hr/>
		29,100.00
C. Uniforms and overcoats — July 1960 to July, 1961, 12 @ \$150.00 per year		1,800.00
		<hr/>
		1,800.00
D. Office Supplies		800.00
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		800.00
E. Radio System:		
1. Maintenance		750.00
2. Supplies		500.00
		<hr/>
		1,250.00
F. Jail:		
Water, lights, fuel, disinfectants, plumbing, re- turning prisoners taken into custody outside of county and outside of State, and dieting prisoners at eighty-five cents per day.		11,500.00
		<hr/>
		11,500.00
TOTAL, ITEM 6		\$ 91,544.30
Item 7. Judge of Probate:		
A. Salaries:		
1. Judge of Probate		\$ 4,950.00
2. Clerk		3,025.00
3. Assistant		2,750.00
		<hr/>
		10,725.00

Provided, that all fees collected in this office shall be turned over to the county treasurer. This does not include commissions received from the Tax Commission on inheritance taxes. Certified copies of marriage licenses shall be furnished free of charge, on request, to persons in the Armed Services of the United States and to veterans of World War I and World War II, and veterans

of the Korean Conflict, but no more than one copy shall be furnished without charge.

B. Travel for Probate Judge 900.00

900.00

C. Office Supplies 1,000.00

1,000.00

TOTAL, ITEM 7 \$ 12,625.00

Item 8. Health Department:

County's part of salaries and travel allowance of county employees, office supplies and maintenance of building. It shall be the duty of the Health Department to handle the vital statistics

of Laurens County 18,033.00

Polio vaccine 1,500.00

Provided, that all unused funds in this item at the end of the fiscal year shall be retained for use during the following fiscal year.

TOTAL, ITEM 8, if so much be necessary \$ 19,533.00

Item 9. Magistrates:

A. Salaries:

1. Laurens \$ 1,650.00

2. Clinton 1,331.00

3. Cross Hill 305.00

4. Waterloo 305.00

5. Gray Court 305.00

6. Youngs 305.00

7. Scuffletown 305.00

8. Sullivans 305.00

9. Jacks 305.00

10. Joanna 305.00

11. For stenographic help in holding inquests and preliminaries, to be expended upon the approval of the coroner and the sheriff, if so much be necessary 500.00

5,921.00

Provided, however, that in addition to the above compensation, each Magistrate shall be paid the sum of ten dollars for each jury trial in which he or she presides and for each inquest.

B. Office Rent—Clinton	144.00
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	144.00
C. Office Supplies	600.00
C-1. Stamps and stationery @ \$10.00 per Magistrate	100.00
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	700.00
D. For payment of jurors in criminal cases, and for miscellaneous expenses, including payments to magistrates for holding jury trials and inquests ..	1,000.00
	<hr/>
	1,000.00

Provided, that hereafter all jurors actually serving in trial of criminal cases in Magistrates' Courts shall be paid two dollars for each case so tried. The presiding magistrate shall issue to each juror so serving a pay certificate showing the date of service which shall be paid upon presentation to the county treasurer.

TOTAL, ITEM 9	\$ 7,765.00
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Item 10. Agriculture :

A. County Supplement to State Income :	
1. County Agent	\$ 600.00
2. Secretary to County Agent	120.00
3. Stenographer for Home Demonstration Agent	360.00
4. Assistant County Agent	660.00
5. Second Assistant County Agent	600.00
6. Demonstration Materials—Home Demonstration Agent	120.00
	<hr/>
	2,460.00

B. Agriculture Building—pay for janitor, janitor supplies, plumbing and other minor repairs, fuel, water, lights, telephone and postage	900.00
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900.00

C. Club Work:

1. Boys' 4-H Club Work	100.00
2. Girls' 4-H Club Work	100.00
3. Negro 4-H Club Work	100.00
4. F.F.A.	175.00
5. Future Homemakers	175.00

650.00

D. Rent, lights and fuel—Negro County Agent ...	350.00
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350.00

E. Stenographer for Negro Farm Agent	600.00
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600.00

F. Rent:

1. AAA Office	600.00
2. FSA Office	270.00

870.00

G. Laurens Cooperative Breeding Association	400.00
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400.00

TOTAL, ITEM 10\$ 6,230.00

Item 11. Department of Public Welfare:

A. For maintenance, including office expense and mileage for Child Welfare Worker	\$ 4,575.00
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4,575.00

Provided, that the board members shall receive \$25.00 per month from this fund.

B. Emergency Assistance	2,400.00
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2,400.00

C. Boarding Home Care	1,500.00
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	1,500.00
D. Transportation and medicine for heart patients ..	300.00
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	300.00
E. Aid for indigent aged	1,000.00
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	1,000.00
F. Travel for employees on a pro rata basis	1,400.00
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	1,400.00
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TOTAL, ITEM 11	\$ 11,175.00
Item 12. County Service Officer	\$ 4,400.00
Secretary to County Service Officer	2,750.00
Office supplies and travel	1,000.00
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TOTAL, ITEM 12	\$ 8,150.00
<i>Provided</i> , that the amount received from the State shall be deducted from the total appropriation.	
Item 13. Domestic Relations Court:	
A. Salaries:	
1. Judge	\$ 3,960.00
2. Stenographer	1,452.00
3. Office Supplies	600.00
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TOTAL, ITEM 13	\$ 6,012.00
Item 14. Laurens County Library	\$ 17,000.00
<i>Provided</i> , that the distribution and circulation of library books in rural schools shall not be curtailed.	
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TOTAL, ITEM 14	\$ 17,000.00
Item 15. Coroner:	
A. Salary:	
1. Coroner	\$ 2,400.00
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TOTAL, ITEM 15	\$ 2,400.00

Item 16. County Physician :**A. Salaries :**

1. County Physician\$ 1,250.00

1,250.00**B. Medical Supplies 300.00***Provided*, no medical supplies shall be purchased except on written approval of the County Physician and shall not exceed \$25.00 per month.

300.00

TOTAL, ITEM 16\$ 1,550.00**Item 17. Forest Fire Control :****A. Per diem and mileage for board members\$ 200.00**

TOTAL, ITEM 17\$ 200.00**Item 18. Miscellaneous :****A. County Audit—not to exceed\$ 3,000.00**

3,000.00**B. Secretary of Delegation — Office expense and telephone 200.00**

200.00**C. Lunacy Examinations 650.00**

650.00**D. Contingent 10,000.00**

10,000.00**E. Board of Registration (3 @ \$100.00 for meetings away from County Seat) 300.00****E-1. Travel—\$150.00 each 450.00**

750.00**F. Premium on Bonds 825.00**

825.00

G. Supplement for stenographer to Probation Officer	600.00
Supplement for stenographer to Solicitor	600.00
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	1,200.00
H. Civil Defense	1,000.00
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	1,000.00
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TOTAL, ITEM 18	\$ 17,625.00
Item 19. National Guard Units :	
A. Laurens	\$ 600.00
	<hr/>
	600.00
B. Clinton	600.00
	<hr/>
	600.00
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These funds not available if any of the above guard units are called into Federal Service, or if called out to police any integrated school in this State.	
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TOTAL, ITEM 19	\$ 1,200.00
Item 20. Contributions :	
A. Transportation and Medicine for cancer patients.	\$ 1,800.00
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	1,800.00
B. Soil Conservation Office	500.00
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	500.00
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TOTAL, ITEM 20	\$ 2,300.00
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GRAND TOTAL	\$523,781.40
Estimated Revenues :	
Fines, Licenses and Fees	\$ 52,500.00
Gasoline Tax	144,447.00
Alcoholic Liquor Tax	57,432.00
Beer and Wine Tax	16,450.00
Bank Tax	3,000.00

Bond Premium and Interest	5,000.00
County's parts of Income Tax	97,500.00
Delinquent Taxes	18,000.00
Delinquent Taxes, Fees	10,000.00
Insurance License Fees	19,000.00
Treasurer's Fees (recordings, etc.)	34,000.00
National Forestry Funds	3,000.00
Miscellaneous	18,000.00
Sheriff's Fees	1,000.00
Birth Certificate Funds	1,500.00
Service Officer	5,100.00
Income from nine mill property tax	108,000.00
NYA Building Rent	1,000.00

Total, Estimated Revenues\$594,929.00

Balance of "Estimated Revenue"\$ 71,147.67

SECTION 4. There is hereby appropriated the sum of seventy-one thousand one hundred forty-seven dollars and sixty cents being the "Balance of 'Estimated Revenue'" into the "Laurens County Reserve Fund" of which no sum therefrom, whatsoever, shall be expended except with the approval of a majority of the Laurens County Delegation.

SECTION 5. The county sheriff is hereby authorized and required to make a monthly report to the Laurens County Treasurer and at the same time turn over to the county treasurer all fines, fees and mileage, except all fees collected for the service of magistrates' papers. The report shall be made on or before the tenth day of each month.

SECTION 6. The county supervisor is hereby authorized and required to make a quarterly report to the Laurens County Delegation in the General Assembly, giving an itemized and verified statement of all expenditures pertaining to his office which have been paid by him, and also an itemized statement of all debts and obligations incurred for which Laurens County is liable. The report shall be made on or before April fifteenth, July fifteenth, October fifteenth and January fifteenth of each year.

SECTION 7. The supervisor and county commissioners are hereby required to keep a separate account covering the various items of the supply act and not to exceed in expenditure the amount herein

provided for each item; and for any excess allowed or permitted, the officers shall be held liable on their official bond. It shall be unlawful for any county commissioner or commissioners or other officers of county government to purchase, bargain for, or contract for any materials or services which would create a deficit in any item or provisions hereof within the time covered by this act, except upon written approval of a majority of the delegation.

SECTION 8. The county treasurer is authorized to pay claims for school teachers' salaries and for other school purposes from the general fund of the county, all such amounts to be refunded to the general fund when State aid and current school taxes are received in the treasurer's office.

SECTION 9. The official bond for the County Supervisor of Laurens County shall be ten thousand dollars and no claim against Laurens County shall be paid until it has had the approval in writing of the county supervisor and at least one of the two county commissioners. All expenditures in excess of the appropriations herein made, and not duly authorized by law, made by the county supervisor and board of county commissioners for Laurens County, shall not constitute a valid indebtedness against Laurens County and all such contracts shall be null and void unless same have previously been approved by a majority of the delegation. The official bond of the county supervisor and county commissioners shall be responsible for all unauthorized expenditures and contracts made by such officers on behalf of Laurens County. The supervisor is hereby required to notify the sheriff immediately upon the escape of any convict from the county chain gang, and the sheriff shall have his actual expenses for the capture of such escaped convict, when necessary to go out of the county. All claims must be signed by the supervisor and the two county commissioners.

SECTION 10. The board of county commissioners is hereby authorized and directed to divide the expenditures of such appropriations into monthly payments and monthly expenditures shall not exceed one-twelfth of the annual appropriation, unless otherwise stipulated.

SECTION 11. In the event of a vacancy or a new recommendation, there shall be appointed and commissioned by the Governor, upon the recommendation of the sheriff and the head official of the mills herein named, three special deputies to have the usual authority of peace

officers, and who shall be assigned to duty as follows: two at Joanna Mill and one at Lydia Mill, as the sheriff may designate, and shall be paid by the Treasurer of Laurens County the sum of two hundred five dollars and seventy cents each per year, and the two mills may supplement the salaries if they so desire, such appointments to be made for a period of two years; *provided*, however, that the terms of such appointments shall not extend beyond the term of the sheriff recommending the appointments. *Provided*, further, same may be revoked by the Governor upon the recommendation of the sheriff at any time. Such deputies must be sworn in office before the Clerk of Court of Laurens County, and shall have the usual bond in the sum of one thousand dollars, conditioned upon the faithful performance of duty. *Provided*, that all pay and allowances for mill deputies provided by this act shall be paid by the treasurer only when approved by the Sheriff of Laurens County.

SECTION 12. The Board of County Commissioners of Laurens County is hereby authorized and required to advertise for competitive bids for the purchase of all supplies used by Laurens County, including the county home, and shall accept the lowest responsible bid for the same and any purchase not made in conformity thereto shall not be a debt against the county. *Provided*, however, the board of commissioners shall purchase any such supplies from the State Purchasing Agent if such purchases can be made at a cost less than the lowest bid herein referred to. Supplies herein mentioned include road materials, office equipment, and other equipment and machinery of a value of more than one hundred dollars, but does not include purchase of parts or personal service for repairs of equipment where no competitive part or service is available; *provided*, that the board shall have the right to reject any bid which does not meet its requirements as to quality, specifications or description. *Provided*, further, that the term "board of commissioners" shall include the supervisor and the two county commissioners.

SECTION 13. The salaries herein provided for the various officers of Laurens County, except magistrates, shall be in lieu of all fees and costs, of whatsoever nature or description, collectible by them for services rendered on or after April 1, 1935. All fees or costs collected by any of such officers under the law providing the same for services hereafter rendered shall be turned over by such officer to the County Treasurer of Laurens County monthly, together with a state-

ment under oath, showing the amount collected during the month immediately preceding such statement. All county officers are hereby forbidden to deposit any monies belonging to the county with his or her personal accounts.

SECTION 14. The official bond required of the Sheriff of Laurens County shall be five thousand dollars for which amount he shall give bond for the faithful performance of his duties, the premium of which shall be paid by the county; *provided*, that each of his deputies is required to give surety bond, conditioned upon the faithful performance of his duties, in the sum of one thousand dollars, the premium of the bonds of such deputies to be paid by Laurens County.

SECTION 15. There is hereby levied upon all the taxable property of Laurens County one mill, which shall be known as the hospital fund. Out of this fund there shall first be paid the insurance premium of the fire insurance policy covering the Laurens County Hospital and the balance thereof shall be expended for the care and support of the needy or charity patients of the County of Laurens, and it shall be the duty of the county board of commissioners to pass upon all claims approved by the operating board of trustees of the hospital.

SECTION 16. Provisions made herein for additional clerical help in the several offices shall not be used to supplement salaries of regular employees.

SECTION 17. The county treasurer is hereby authorized, empowered and directed to transfer from the county sinking fund to the general fund of the county the funds now in and hereafter accruing to the account for past indebtedness.

SECTION 18. The auditor shall levy and the treasurer shall collect the tax on all of the taxable property of Laurens School District No. 55 and Laurens School District No. 56, not to exceed thirty-five mills. *Provided*, that in School District No. 56 the above thirty-five mill levy shall include four mills for the payment of the bond levy, and one mill which shall be applied to the existing deficit. *Provided*, further, that in the event any money shall remain in the current operating fund of School District No. 55 or School District No. 56, at the end of the fiscal year, all such money shall be applied to any deficit of the respective districts. The treasurer shall credit the amounts collected in the respective districts to the account of the districts, and

the funds shall be expended under the supervision and direction of the trustees of such school districts for general school purposes.

Provided, further, that the trustees of either School District No. 55 or School District No. 56 shall petition the County Board of Education of Laurens County for an election on the question of raising the levy for school purposes whenever a greater levy than thirty-five mills is needed to meet the budgets of the school districts.

SECTION 19. Any funds received by the treasurer by reason of the terms of the Appropriations Act for 1960 for the benefit of the schools of Laurens County shall be credited to the districts as provided by law and shall be expended by the trustees of the districts for general school purposes.

SECTION 20. The following items are hereby validated: The sum of fifty thousand dollars heretofore authorized to be used for the repair of surface treated county roads by resolution of the delegation and which sum has been or will be spent from funds existing or on hand during the fiscal year 1959-1960, and the sum of one thousand dollars heretofore authorized by resolution of the delegation to be expended by the Laurens County Board of Education.

SECTION 21. Where the delegation has authorized by resolution any overdraft in the 1959-1960 appropriations, same shall be paid from the appropriations herein made.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

An Act To Authorize The Board Of Trustees Of School District No. 56 Of Laurens County To Borrow Not Exceeding Thirty Thousand Dollars From The Division Of Sinking Funds And Property Or From Private Lending Agencies To Be Used For Constructing High School Athletic Fields Within The District And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Laurens County School District 56 may borrow money.—The Board of Trustees of School District No. 56 of Laurens County may borrow not exceeding thirty thousand dollars from the Division of Sinking Funds and Property or from private lending agencies for the purpose of constructing high school athletic fields within the district.

SECTION 2. Notes — execution — interest — payment.—The amount borrowed shall be evidenced by a note or notes to be executed by the members of the board of trustees, shall bear interest not exceeding four per cent per annum, and shall be payable within five years unless sooner paid. The annual grant to the district by the State Educational Finance Commission, concession profits derived from the use of the new athletic fields and funds which have previously been used to pay for the use of the Presbyterian College athletic field in Clinton and for the purchase of athletic equipment for Bell Street High School are hereby pledged to the payment of the indebtedness and the interest thereon.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R591, H1988)

No. 1069

An Act To Validate And Confirm The Deed Made By The County Board Of Commissioners Of Lee County To Wiley Brent King, Recorded In The Office Of The Clerk Of Court For Lee County In Deed Book V-1, Page 314.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lee County—deed to Wiley Brent King validated.—The deed executed by the County Board of Commissioners of Lee County to Wiley Brent King, recorded on January 25, 1960, in the office of the Clerk of Court for Lee County in Deed Book

V-1, page 314, whereby the Board conveyed several acres to this grantee, and which is more particularly described in the deed, is hereby validated and confirmed.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R626, H2073)

No. 1070

A Joint Resolution To Extend The Open Season For The Hunting Of Quail In Lee County For The Year 1960 Only.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Quail season in Lee County extended for 1960.—For the calendar year 1960 only, the open season for the hunting of quail shall be extended to March first, inclusive, in Lee County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R835, S538)

No. 1071

An Act To Provide For A Referendum In Lee County To Determine The Wishes Of The People As To Whether Or Not They Desire To Elect The Members Of The Lee County Board Of Commissioners.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Lee County Board of Commissioners—referendum concerning election of.—In order to ascertain the wishes of the qual-

ified electors of Lee County on whether or not the members of the Lee County Board of Commissioners shall be elected by the qualified electors of the county, a referendum shall be held on the same day as the primary in June 1960.

SECTION 2. Ballots.—Ballots shall be provided by the Commissioners of Election of Lee County at the various voting places with the following question written or printed thereon:

“Shall the County Board of Commissioners of Lee County be elected by the people?

Yes ☐

No ☐

Those voting in favor of electing the members of the County Board of Commissioners shall deposit a ballot with a check or cross mark in the square after the word ‘Yes,’ and those who do not want the County Board of Commissioners elected by the people shall deposit a ballot with a check or cross mark in the square after the word ‘No.’ ”

SECTION 3. Results.—The managers of the election shall report the result, together with the ballots cast at each voting precinct, to the Commissioners of Election within twenty-four hours after the closing of the polls. The Commissioners of Election shall meet, canvass the ballots and file the results with the county legislative delegation.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

An Act To Amend Act No. 1277 Of The Acts Of 1950, As Amended, Relating To The Lee County Memorial Hospital Commission, So As To Make Further Provision For The Annual Audit Of The Affairs Of The Commission.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 9 of Act 1277 of 1950, amended—Lee County Memorial Hospital Commission—records—annual audit—filing of audit.—Section 9 of Act No. 1277 of the Acts of 1950 is amended by striking out all of the section and inserting in lieu thereof the following :

“Section 9. The commission shall at all times keep full, complete, and accurate account of its actions and doings and of its receipts and expenditures and within three months after the close of its fiscal year, it shall have a complete audit of its affairs made by a certified public accountant, which audit shall contain the names of all charity patients served partly or entirely free of charge by said hospital and the cost of charity services rendered each. Copies of said audit, together with an audited list of the names of all persons due and owing said hospital any sum whatsoever which is more than sixty days past due, shall be filed by said commission with the Clerk of Court for Lee County, the County Board of Commissioners of Lee County and the Chairman of the Lee County Legislative Delegation.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1056, H2434)

No. 1073

An Act To Make Appropriation For The Operating Expenses Of Lee County For The Fiscal Year 1960-1961, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Out of the available funds now on hand, and to be received there is hereby appropriated for county purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, the following :

Item 1. Roads, Bridges and Chaingang:

Salary, Superintendent of Roads	\$ 4,140.00
Salary, Bridge Superintendent	3,000.00
Salary, (2) employees @ \$2,700.00	5,400.00
Salary, (2) employees	4,800.00
Salary, (1) employee	2,260.00
Salary, (1) employee	1,680.00
Clothing and Bedding for prisoners	3,000.00
Gasoline, Oil, Grease, Tires & Tubes	6,500.00
Lumber and Pipe	3,600.00
Coal, Lights, Medicine and Doctors' Bills	2,400.00
Repairs and other Miscellaneous Items	9,600.00
Dieting Prisoners and Guards' meals	7,500.00

Total Item 1 \$ 53,880.00

Item 2. Administrative:

Auditor (to make total salary \$4,998.00)	\$ 1,500.00
Treasurer (to make total salary \$4,998.00)	1,500.00
Clerk of Court	2,360.00
Attorney	600.00
Coroner	775.00
Chairman, County Board of Commissioners	1,100.00
County Commissioners, four @ \$840.00 each	3,360.00
Clerk, Auditor's Office	2,520.00
Clerk, Treasurer's Office	2,520.00
Clerk, County Board of Commissioners	3,285.00
Assistant Clerk, County Board of Commissioners	960.00
Clerk, Clerk of Court's office	2,520.00

Total Item 2 \$ 23,000.00

Item 3. Judicial:

Master	\$ 1,500.00
Judge of Probate	720.00
Magistrate, Bishopville	1,745.00
Magistrate, Lynchburg	1,035.00
Magistrate, Lucknow	600.00
Magistrate, St. Charles	600.00
Magistrate, Ashwood	600.00
Magistrate, Spring Hill	600.00

Magistrate, Cypress	600.00
Magistrate, Ionia	600.00
Magistrate, Stokes' Bridge	600.00
Jurors, Bailiffs and Witnesses, including per diem of Jurors and Bailiffs at \$4.00 and Witnesses at \$1.00 per day	2,000.00
Total Item 3	\$ 11,200.00
Item 4. Law Enforcement:	
Sheriff, Salary	\$ 4,380.00
Sheriff, Traveling Expense	1,200.00
Clerk, Sheriff's Office	2,520.00
Deputy Sheriff	3,300.00
Deputy Sheriff, Traveling Expense	1,200.00
Rural Police (4) at \$2,760.00 each per annum ..	11,040.00
Rural Police (4), Traveling Expenses at \$110.00 per month each	5,280.00
Uniforms for 5 Rural Police at \$150.00 each ...	750.00
Chief of Rural Police	3,060.00
Chief of Rural Police, Travel	1,440.00
Jailor	1,740.00
Miscellaneous Jail Expense	1,000.00
Dieting Jail Prisoners	2,400.00
Transporting prisoners outside county at seven cents per mile and five dollars per day outside the State upon verified claims	600.00
Total Item 4	\$ 39,910.00
Item 5. Social Welfare:	
General Relief	\$ 3,500.00
Old Soldiers and their widows residing in Lee County	60.00
Lee County Health Department	8,000.00
Public Welfare Department (matching fund for expenses)	1,000.00
Total Item 5	\$ 12,560.00
Item 6. Courthouse and Public Buildings:	
Workmen's Compensation Insurance	\$ 1,000.00
Water, Fuel, Lights, Insurance and Bonds	7,500.00

Janitor, Courthouse	2,000.00
Janitress, Courthouse (appointed by Janitor) ..	675.00

Total Item 6\$ 11,175.00

Item 7. Miscellaneous:

Contingent Fund, to be disbursed only on written approval of the County Legislative Delegation	\$ 7,400.00
Post Mortems and Lunacy	1,500.00
Board of Tax Assessors and Tax Appeals	1,000.00
Books, etc., Clerk of Court's Office	1,000.00
Printing, Postage and Stationery	1,800.00
American Legion Hut and Grounds, Bishopville	100.00
American Legion Hut and Grounds, Lynchburg	100.00
V. F. W. Hut and Grounds, Bishopville	100.00
4-H Boys' Club Work	100.00
4-H Girls' Club Work	100.00
Additional Salary, Home Demonstration Agent	420.00
Additional Salary, County Agent	900.00
Additional Salary, Assistant County Agent	660.00
Home Demonstration Agent and County Agent	
Demonstration Supplies	125.00
Salary, County Service Officer	3,200.00
Clerk, County Service Officer	1,600.00
Lights, Telephone, Stamps and Incidentals for Service Officer	540.00
Travel for service officer inside County	300.00
Travel and Expenses for service officer outside County	300.00
Rent for office of service officer	540.00
Coroner's Jurors @ \$2.00 per day	200.00
County Payment Retirement Fund	1,500.00
Lee County Public Library Commission for books	1,000.00
Lee County Public Library Commission for miscellaneous expenses	700.00
Salary, County Librarian	2,220.00
Salary, County Bookmobile Library (\$65.00 per month)	780.00
Gas, oil, repairs, etc., library truck	450.00

Social Security	2,500.00
Company "D", Third Battle Group, South Carolina National Guard	1,500.00
Vital Statistics	250.00
Rent, Cotton Platform @ \$65.00 per month ...	780.00
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Total Item 7	\$ 33,665.00
Item 8. Traveling Expenses:	
Chairman, County Board	\$ 630.00
County Commissioners, four @ \$420.00 each ..	1,680.00
Coroner	240.00
Auditor	360.00
Treasurer	360.00
Clerk of Court	240.00
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Total Item 8	\$ 3,510.00
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GRAND TOTAL	\$188,900.00
Less Estimated Indirect Revenue:	
Commutation Road Tax	\$ 2,600.00
Gasoline Tax	57,000.00
Income Tax	26,000.00
Beer, Wine and Whiskey Tax	21,000.00
Fines and Costs	28,000.00
Insurance Fees	6,000.00
State Contribution to County Service Officer..	3,900.00
Other Sources	12,000.00
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Total	\$156,500.00
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Amount to be raised by Taxation	\$ 32,400.00

SECTION 2. The Auditor and Treasurer of Lee County are hereby authorized and directed to levy and collect upon all the taxable property of Lee County a sufficient number of mills, not to exceed eight mills, if so much be necessary, to raise the amount stated in this supply act to be raised by taxation.

SECTION 3. The funds appropriated for roads, bridges and chain gang shall be spent and used in such a way as to cover the entire

period of this act, and as near equally per month as possible, and the county board of commissioners is hereby forbidden to contract for or spend in excess of the appropriation in any way or make indebtedness therefor which cannot and is not paid for on the tenth of the next month after the purchase or expenditure is made. Any violation of this section shall subject the member or members of the commission to immediate removal by the Governor upon the written recommendation of the entire Lee County Legislative Delegation and any such purchase or expenditure in excess of the sum so appropriated shall not be an obligation of Lee County and be null and void.

SECTION 4. The funds appropriated for each and every purpose shall be used for said purpose only, and no part thereof shall be diverted from any one appropriation to another without the written consent of the Lee County Legislative Delegation.

SECTION 5. The county board of commissioners is hereby authorized, empowered and directed to keep all county records, books and vouchers in the board's office in the county courthouse and to keep such office open each week day. They shall at all times keep an exact record of all sums paid on each and every appropriation of the county.

SECTION 6. The County Board of Commissioners of Lee County is hereby authorized, required and directed to buy the various provisions, supplies, etc., except perishables, necessary for the county chaingang at lowest possible prices. Fresh meats and vegetables shall be bought from local merchants on an impartial rotating basis, with no regard to factional affiliation. Gas, oil and grease shall be purchased from the five major distributors in Lee County on a monthly rotating basis. The Superintendent of Roads shall be scrupulously fair in the division of this business.

SECTION 7. All new machinery, automotive and other equipment for the county and all political subdivisions of the county shall be purchased only by the county board of commissioners with the approval of the Lee County Legislative Delegation.

SECTION 8. The Superintendent of Roads shall use every care to keep the cost of operation of the chain gang as low as possible and he shall cause the prisoners and guards to keep all machinery and equipment properly greased and he shall cause the prisoners and guards to take extra care in operating the machinery and equipment.

It shall be unlawful for any person to use gas or oil from county supplies in any vehicle other than county-owned. This shall apply to county commissioners, sheriff's department, rural police, county officials, or any other citizen.

SECTION 9. The County Board of Commissioners of Lee County shall be the sole purchasing agent for Lee County and any and all officers or employees of Lee County who may need any books, provisions, supplies or other material or thing for their offices or departments shall request the purchase of same by written request to the County Board of Commissioners of Lee County, which commission, if it deems the purchase necessary and strictly within the appropriation for such office or department, shall issue its regular requisition blank, numbered serially, in triplicate, for said purchase, deliver one copy to the officer or department requesting the purchase, deliver one copy to the seller to be presented along with the seller's itemized bill for such purchase at the time payment therefor is made. No officer or employee of Lee County shall make any purchase except in the manner herein provided and any purchase made or contracted for except by virtue of a proper requisition blank shall not be a debt against the county, but shall be the individual debt of the person making such a purchase. A copy of this section shall be mailed by the county board of commissioners to every officer or employee of Lee County and to such other concerns and people it may deem proper.

SECTION 10. In order to prevent lost motion, duplication of effort and lack of definite responsibility, the chairman of the county board of commissioners is required to devote such part of his time as the county board of commissioners may determine to be necessary. He shall execute the orders and policies of the commission, but no authority is denied the other members of the commission, nor is the chairman vested with greater power than his fellow members, but for convenience and better business methods, concentration of execution is delegated to the chairman rather than the entire commission. *Provided*, that in the case of incapacity of the chairman his duties shall, with the consent of the entire Lee County Legislative Delegation, devolve upon the other members of the county board until a chairman is again chosen.

SECTION 11. The county board of commissioners shall have full supervision of the county chain gang and there shall be paid out of the funds appropriated for dieting county gang prisoners, upon item-

ized statements properly verified by seller and approved by the board, the actual cost of food, fuel, water and lights necessary for the proper dieting of prisoners. *Provided*, however, such cost shall not exceed the sum of eighty cents per day for each prisoner confined on the chain gang, and the superintendent of roads shall file a monthly report showing an itemized list of all prisoners confined on the chain gang, the exact number of days each prisoner spent on the chain gang that month and the total maximum authorized cost based on the number of prisoners at the rate of eighty cents per day. No bill in excess of the maximum authorized cost shall be paid, except with the written approval of the Lee County Legislative Delegation.

SECTION 12. The county board of commissioners shall pay out of the appropriation for extra food for gang employees, upon itemized statement properly verified by seller and approved by said board, the actual cost of extra food for meals of gang employees while on duty; *provided*, however, such cost shall not exceed the sum of fifteen dollars per month for each employee.

SECTION 13. The Board of County Commissioners of Lee County is hereby authorized to borrow, upon the written approval of the Lee County Legislative Delegation, not exceeding ninety per cent of the amount to be raised by taxation by the above levy, on note or notes to be executed by the chairman of the board and the County Treasurer of Lee County, which notes when so executed shall be a first lien on all taxes to be raised by said levy.

SECTION 14. The provisions of Section 20-32, Code of Laws of South Carolina, 1952, and acts amendatory thereto, so far as the same shall affect the payment of fifty cents on each marriage license fee by the Judge of Probate of Lee County unto the Treasurer of Lee County, are hereby repealed for this fiscal year only and the Probate Judge of Lee County is hereby authorized and directed to retain the full marriage license fee for each marriage license issued by him.

SECTION 15. Each magistrate is hereby required to account to and pay the county treasurer on or before the tenth day of each month for all fines and monies collected by him as magistrate during the preceding month and file a written report with the county board of commissioners, showing all criminal cases brought before him and their disposition, and no magistrate shall be paid his monthly salary until such monthly accounting and report is made.

SECTION 16. The sheriff shall have full supervision of the county jail and there shall be paid out of the funds appropriated for dieting jail prisoners, upon itemized statements properly verified by seller and approved by the sheriff, the actual cost of food, fuel, water and lights necessary for the proper dieting of prisoners; *provided*, such food cost shall not exceed the sum of eighty cents per day for each prisoner confined in the jail, and the jailor shall file a monthly written report showing an itemized list of all prisoners confined in the jail and the exact number of days each prisoner spent in the jail that month, and the total maximum authorized cost based on the number of prisoner days at the rate of eighty cents per day. No bill in excess of such maximum authorized cost shall be paid except with the written approval of the Lee County Legislative Delegation.

SECTION 17. The county board of commissioners shall also pay out of funds appropriated the actual cost of all necessary clothing, fuel, bedding and other camp equipment, and the superintendent of roads shall have a trusty, or trusties, prepare and cook the food, keep the camp and stockade clean and well heated, and the bedding and clothing in good order.

SECTION 18. The county board of commissioners is hereby directed at least once each month to have a suitable detail of gang prisoners thoroughly clean the county courthouse and grounds and the Lee County Memorial Hospital grounds.

SECTION 19. The amount herein appropriated shall be spent over the entire period of this act, as near equally per month as possible, and any officer or employee who shall contract for or spend in excess of the appropriation for his department shall be subject to removal by the Governor, upon the written recommendation of the entire legislative delegation, and any such purchase or expenditure in excess of the sum so appropriated shall not be an obligation of Lee County and is null and void.

SECTION 20. The amounts listed herein for the payment of each of the clerks in the office of county commissioners, sheriff, auditor and treasurer are for the clerks of such offices, on March first, of this fiscal year; and in case a new clerk is placed in any of such offices, his or her salary shall be approved by the Lee County Legislative Delegation.

SECTION 21. The amounts herein listed for additional salary—County Agent, and additional salary—Assistant County Agent, are for the present County Agent and the present Assistant County Agent, and in case a new person is placed in either position, the additional salary shall not be paid until and unless the salary be first approved by the Lee County Legislative Delegation.

SECTION 22. All taxes and indirect revenue collected for ordinary county purposes during the fiscal year 1959-1960, in excess of the amount necessary to pay appropriations for the fiscal year 1959-1960, shall be disbursed by the County Board of Commissioners of Lee County upon the written authorization of the Lee County Legislative Delegation, on county warrants, and the county treasurer is hereby authorized to honor such warrants and charge the same to ordinary county fund, and any balance remaining on hand on July 1, 1960, shall be used to meet appropriations for the fiscal year 1960-1961, and all taxes and indirect revenues collected for ordinary county purposes during the fiscal year 1960-1961, in excess of the amount necessary to pay appropriations for the fiscal year 1960-1961, shall be disbursed by the County Board of Commissioners of Lee County upon the written authorization of the Lee County Legislative Delegation, on county warrants, and the county treasurer is hereby authorized to honor such warrants and charge the same to ordinary county fund.

SECTION 23. Any and all unused balances in any and all accounts for the fiscal year 1959-1960 shall be automatically transferred to the contingent fund account for the fiscal year 1960-1961.

SECTION 24. The County Board of Commissioners of Lee County is hereby authorized to refinance any existing indebtedness of Lee County evidenced by notes or bond issues, where a material saving in interest can be had, and any note or notes given for said purpose shall be executed by the chairman of the board and the Treasurer of Lee County, and when so executed shall be a first lien on all taxes levied or to be levied for the purpose of the original note or bond issue so refinanced.

SECTION 25. The County Board of Commissioners of Lee County is hereby authorized and directed to terminate, with or without notice, the appointment of any cotton weigher appointed by the board in the

event such cotton weigher fails to properly perform his duties as determined by the Lee County Marketing Commission by majority vote.

SECTION 26. The County Board of Commissioners of Lee County is hereby authorized to use, as they deem necessary, general relief or general assistance funds for general relief of indigent citizens, but care shall be used that only absolute charity patients receive relief funds.

SECTION 27. The County Board of Commissioners of Lee County is hereby authorized and directed to allow the use, from month to month, of such portion of the unused open land on the county farm as the county board of commissioners may deem necessary for an airport at Bishopville, and such commission shall supervise the use of the airport and the construction of any hangar or hangars thereon.

SECTION 28. The Lee County Legislative Delegation is hereby authorized to have an audit made, covering the fiscal year 1959-1960, of any and all offices and departments of Lee County and shall pay for same out of the County Contingent Fund.

SECTION 29. Every county officer and employee is prohibited from making any purchase for Lee County from any officer or employee of Lee County, and no purchase so made shall be an obligation of Lee County, and no county officer or employee shall use any county property for his own use, but only for necessary official use.

SECTION 30. The county treasurer is directed, upon the written authorization of the Lee County Legislative Delegation, to set aside and transfer as much of the county surplus funds as in the opinion of the Lee County Legislative Delegation may be proper for the construction of any public improvements designated by the delegation, and as much of such surplus funds as in the opinion of the Lee County Legislative Delegation, by written order, may be needed for ordinary county purposes.

SECTION 31. The various officers and employees of the county are hereby directed to file with the Chairman of the Lee County Legislative Delegation and the Chairman of the County Board of Commissioners of Lee County duplicate quarterly reports showing the status of such office or department and such other information as the county board or the Lee County Legislative Delegation may request. If any officer or employee fails to file such quarterly report within fifteen

days after the end of each quarter, the county board of commissioners is hereby directed to withhold payment of salary of such officer or employee until such officer or employee files said quarterly report, as provided herein.

SECTION 32. The words "Lee County Legislative Delegation" as used in this act mean the Senator and the member of the House of Representatives from Lee County, unless the context clearly shows otherwise.

SECTION 33. No office equipment, furniture, fixtures, nor any machinery, tractors, road patrols, trucks, automobiles, or any other heavy machinery, shall be purchased out of county funds by any officer or employee of Lee County without the written approval of the Lee County Legislative Delegation.

SECTION 34. The Auditor of Lee County is hereby authorized and directed to levy and the Treasurer of Lee County is hereby authorized and directed to collect eight mills additional upon all of the taxable property of Lee County, to assist in the operation of the Lee County Memorial Hospital. Such funds are to be credited to the Lee County Memorial Hospital account, and are to be transferred to the account of the Treasurer of Lee County Memorial Hospital Commission at the rate of three thousand dollars per month.

SECTION 35. Every officer and employee of every board, commission or department of Lee County and its school system shall pay at the earliest possible date all past due taxes due Lee County, and the Sheriff of Lee County is hereby directed to mail to the Lee County Legislative Delegation and the County Board of Commissioners immediately after July 1, 1960, a statement of all past due taxes of every such officer or employee.

SECTION 36. Since provision is made herein for the payment of the cost of rural police system for this fiscal year, the Auditor of Lee County is hereby authorized and directed not to place upon the taxable property of Lee County any levy contemplated by the special act relating to Rural Police System for Lee County. It is further directed that the funds provided for uniforms for rural police shall be disbursed by the county treasurer only upon properly receipted invoices showing that the individual policeman has actually purchased the equipment for which he is being reimbursed.

SECTION 37. All other provisions of law to the contrary notwithstanding the millage levied by the auditor and treasurer for school purposes in Lee County shall not exceed forty-three mills. Any increase in state funds for county school purposes resulting from legislation passed at the 1959 and 1960 sessions of the General Assembly or thereafter shall operate to reduce the county levy for school purposes by a corresponding amount down to forty mills and the balance, if any, shall be used for the operation and maintenance of schools, such sum to be disbursed by the county treasurer upon the approval in writing by the Lee County Legislative Delegation.

SECTION 38. All acts or parts of acts inconsistent herewith are repealed.

SECTION 39. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R613, S430)

No. 1074

An Act To Authorize The Board Of Trustees Of School District No. 5 Of Lexington County To Borrow Not To Exceed Twenty-Seven Thousand Dollars For School Construction And To Provide For The Payment Thereof; And To Authorize The Borrowing Of The Sum Of Eleven Thousand Dollars From The Bond Account Of School District No. 5.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County School District 5 may borrow money.—The Board of Trustees of School District No. 5 of Lexington County is authorized to borrow not more than twenty-seven thousand dollars from the Division of Sinking Funds and Property of the State for school construction or any other source. The loan shall be secured by notes executed by the chairman of the board and the treasurer of the county, and shall bear such interest as may be agreed upon between the trustees and the lender, and shall be payable within three years from the date of the notes in such installments as may be mutually agreed upon between the board and the lender.

SECTION 2. Payment.—In order to provide for the payment of the loan and interest thereon the auditor shall levy and the treasurer shall collect, if necessary, an annual tax upon all taxable property of the district sufficient to pay the installments, plus interest, as they become due.

SECTION 3. May borrow from bond account.—School District No. 5 is further authorized to borrow from the bond account of the school district the sum of eleven thousand dollars, and the county treasurer, upon application of the trustees, shall transfer the sum provided for in this section from the bond account of School District No. 5 to a special building fund account. Such loan shall be at no interest and shall be repaid if necessary.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R675, S479)

No. 1075

An Act To Amend Act No. 624 Of 1957, As Amended, Authorizing The Town Of Leesville To Borrow Money For The Purpose Of Improving And Maintaining The Waterworks Of The Town, So As To Extend The Time Within Which Such Money May Be Paid From Four To Eight Years From The Date Of Borrowing.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sec. 2 of Act 624 of 1957 amended—payment of notes by Town of Leesville—time extended.—Section 2 of Act No. 624 of 1957, is amended to read as follows:

“Section 2. The indebtedness shall be evidenced by a note or notes of the town to be executed by the mayor and the town clerk and treasurer. The notes shall be paid within eight years from their date or dates.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of March, 1960.

(R863, H2486)

No. 1076

An Act To Make Supplemental Appropriations For The Fiscal Year Beginning July 1, 1959, From The General Fund Of Lexington County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations for the fiscal year beginning July 1, 1959, are made from the General Fund of Lexington County:

Post Mortems, Inquests and Lunacies	\$ 100.00
Purchase of Sheriff's Gas, Oil, Uniforms and Maintenance of Radio Equipment	4,500.00
Jail Expenses	3,700.00
Public Works, Roads and Bridges	
Salaries Employees and Maintenance Expenses	25,824.60
Public Buildings	7,500.00
Insurance on Public Buildings	112.00
Premium on Bonds, County Officials	500.00
Printing, Stamps and Stationery for County Officials ..	3,000.00
Miscellaneous Contingent	40,352.95
Total	\$ 85,589.55

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 27th day of April, 1960.

(R885, S644)

No. 1077

An Act To Authorize The Treasurer Of Lexington County To Borrow One Hundred Thousand Dollars To Be Used For Indus-

trial Development, Promotion And Expansion In Lexington County, And To Provide For Repayment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County may borrow money for industrial purposes—issue notes—maturity—interest—payment.—The Treasurer of Lexington County, with the written approval of a majority of the Legislative Delegation, is authorized to borrow one hundred thousand dollars, if so much be necessary, from any source which he may select at the best available interest rate. The amount borrowed shall be evidenced by a note or notes executed by the Treasurer and shall mature upon such dates as he determines to be most advisable, but not later than five years from the date of issue. The full faith, credit and taxing power of Lexington County are hereby irrevocably pledged to the payment of the interest and principal of the notes issued hereunder.

SECTION 2. Expenditure of funds.—Any sums borrowed under the provisions of this act shall be expended with the written approval of a majority of the Legislative Delegation for industrial development, promotion and expansion in Lexington County.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 16th day of May, 1960.

(R888, S645)

No. 1078

An Act To Authorize The Issuance Of Not Exceeding Two Hundred Fifteen Thousand Dollars Of General Obligation Bonds Of Batesburg-Leesville School District No. 3 Of Lexington And Saluda Counties If The Election Required By This Act Results Favorably, To Prescribe The Purpose For Which The Bonds Shall Be Used And The Conditions Under Which They May Be Issued, And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Batesburg-Leesville School District 3 may issue bonds if election favorable thereto.—The Board of Trustees of Batesburg-Leesville School District No. 3 of Lexington and Saluda Counties is hereby authorized and empowered to issue and sell general obligation bonds not exceeding two hundred fifteen thousand dollars or so much thereof as may be legally issued or as they may deem necessary, for the purpose of acquiring additional property, erecting, altering, or enlarging building, or buildings, and purchasing equipment for public schools in the school district, or for paying any indebtedness incurred for these purposes; *provided*, that in no case shall any sale of bonds be made, if, by such sale, the aggregate amount of the existing bonded indebtedness together with the amount to be issued at such sale will exceed eight per cent of the assessed value of all taxable property within the Batesburg-Leesville School District No. 3 of Lexington and Saluda Counties. *Provided*, further, that a majority of the voters of the school district, voting thereon at an election to be held as hereinafter provided, shall vote in favor of issuing the school bonds.

SECTION 2. Election — notice — duties of managers of election.—For the purpose of determining whether or not bonds shall be issued as provided in Section 1, the Board of Trustees of Batesburg-Leesville School District No. 3 of Lexington and Saluda Counties, South Carolina, shall order an election to be held on such date as may be designated by the board in the several polling precincts of the district as established by law. The election shall be conducted in accordance with the South Carolina Election Law except as otherwise provided for by this act. Notice of the election shall be published at least twice in a newspaper with circulation in the school district, with the first such publication at least ten days before the election. The notice shall designate the time and places at which the election shall be held, and shall state the question to be submitted. The board shall appoint the managers of the election, receive the returns, and declare the result.

SECTION 3. Question.—The ballot to be used in the election shall be substantially as follows:

“Shall the Board of Trustees of Batesburg-Leesville School District No. 3 of Lexington and Saluda Counties be empowered to

issue, either as one issue or as several issues, general obligation bonds of the district in an aggregate sum not exceeding two hundred fifteen thousand dollars?

Yes

No”

Instructions shall appear on the ballot apprising the voter that if he favors the issuance of bonds, he should strike through the word “No” and if he opposes the issuance of bonds he should strike through the word “Yes”.

SECTION 4. Bond issue—maturity—interest—sale—use of proceeds—form—where payable.—If a majority of the votes cast in the election shall be in favor of issuing the bonds, the board shall issue the bonds as serial bonds, maturing in such installments and bearing such interest payable semiannually as they shall deem best and not in conflict with the provisions of this act. None of the bonds shall mature later than twenty years from the date of issue. The board shall sell the bonds at public sale at not less than par and accrued interest, and the proceeds therefrom shall be used for the purposes mentioned in Section 1 of this act. The bonds shall be in such form and shall be payable at such time, or times, and at such place or places, as the board shall prescribe. The bonds may be sold in such installments as shall be deemed advisable by the board; each installment shall be treated as a separate issue for the purpose of fixing the maturities of the bonds.

SECTION 5. Signatures on bonds.—The bonds shall be signed by the chairman of the board and countersigned by its secretary. Such signatures may be lithographed or engraved upon the coupons attached to the bonds and as such shall be a sufficient signing of the bonds.

SECTION 6. Exempt from taxes.—The bonds and the interest therefrom shall be exempt from all State, county, school and municipal taxes of every form, direct or indirect.

SECTION 7. Payment.—For the payment of such bond and the interest to become due thereon, the full faith, credit and taxing power of the school district shall be pledged, and it shall be the duty of the county officers of Lexington and Saluda Counties charged with the assessment and collection of taxes, to levy and collect annually such a tax upon all taxable property within the district as will raise a sum

sufficient to pay the interest and principal on the bonds as they become due.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1096, S766)

No. 1079

An Act To Authorize The Board Of Trustees Of School District No. 4 Of Lexington County To Borrow Not To Exceed Twelve Thousand Dollars For Construction Of School Property And To Provide For The Payment Thereof; And To Authorize The Borrowing Of The Sum Of Four Thousand Dollars From The Bond Account Of School District No. 4.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County School District 4 may borrow money.—The Board of Trustees of School District No. 4 of Lexington County is authorized to borrow not more than twelve thousand dollars from the Division of Sinking Funds and Property of the State for construction of school property. The loan shall be secured by notes executed by the chairman of the board and the treasurer of the county, and shall bear such interest as may be agreed upon between the trustees and the lender, and shall be payable within three years from the date of the notes in such installments as may be mutually agreed upon between the board and the lender.

SECTION 2. Payment.—In order to provide for the payment of the loan and interest thereon the auditor shall levy and the treasurer shall collect, if necessary, an annual tax upon all taxable property of the district sufficient to pay the installments plus interest, as they become due.

SECTION 3. May borrow additional money.—School District No. 4 is further authorized to borrow from the bond account of the school district the sum of four thousand dollars, and the county treasurer,

upon application of the trustees, shall transfer the sum provided for in this section from the bond account of School District No. 4 to a special building fund account. Such loan shall be at no interest and shall be repaid if necessary.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1153, H2612)

No. 1080

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes In Lexington County For The Fiscal Year Beginning July 1, 1960, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There is hereby levied from July 1, 1960, through June 30, 1961, a tax of seven mills on all taxable property in Lexington County for county purposes for said year which, together with all further sums available for said purposes, shall be used for the payment of the items hereinafter set forth; *provided*, that all salaries herein appropriated shall be paid in monthly installments, with the exception of the Welfare Board, and the total of such items, other than salaries, shall be expended only as so much be necessary.

Item 1. Administrative Department:

A. County Auditor:

1. County Auditor (county's part) salary	\$ 2,729.00
2. Deputy Clerk to County Auditor	3,445.00
3. First Clerk to County Auditor	2,803.00
4. Second Clerk to County Auditor	2,520.00
5. Part-time assistance	1,800.00
6. Travel, County Auditor	600.00

Provided, that the Auditor go to each town in the county for the purpose of taking tax assessments.

B. Clerk of Court:

1. Clerk of Court, salary	6,227.00
2. Deputy Clerk of Court	3,873.00
3. First Clerk to Clerk of Court	2,803.00
4. Second Clerk to Clerk of Court	2,400.00
5. Third Clerk to Clerk of Court	2,100.00
6. Part-time clerical assistance	2,000.00

Provided, that the balance remaining in Item 6 from prior appropriations shall be carried forward to the 1960-1961 fiscal year and that that balance, plus the amount herein provided, shall be used for part-time clerical assistance.

C. County Treasurer:

1. County Treasurer (county's part) salary...	2,729.00
2. Deputy County Treasurer	3,445.00
3. First Clerk to County Treasurer (tax)	2,910.00
4. Second Clerk to County Treasurer (fee) .	2,910.00
5. Part-time clerical assistance	1,000.00

D. Board of Commissioners:

1. Commissioners' salaries, four at \$1,350.00...	5,400.00
2. Clerk to County Commissioners, salary	4,066.00
3. Assistant Clerk to County Commissioners..	2,300.00
4. Travel, County Commissioners, three at \$900-.00, Chairman at \$1,200.00	3,900.00

Item 2. Judicial Department:

A. Jurors, witnesses and bailiffs\$ 17,000.00

Provided, that all court attaches, petit jurors and jurors of the court of general sessions and the court of common pleas shall be paid at the rate of seven dollars per diem. *Provided*, further, that the court crier and chief bailiff shall be paid at the rate of eleven dollars per diem. *Provided*, further, that all jurors shall be paid mileage at the rate of five cents per mile per day in traveling to and from Court.

B. Probate Court:

1. Probate Judge, salary	5,457.00
2. Clerk to Probate Judge, salary	2,247.00
3. Part-time clerical assistance	1,926.00

C. Juvenile-Domestic Relations Court:

1. Judge's salary	7,526.00
2. Probation Officer	3,959.00
3. Clerk-Stenographer	2,782.00
4. Travel for probation officer	1,200.00

D. Salaries of Magistrates:

District No. 1	2,900.00
District No. 2	2,400.00
District No. 3	2,400.00
District No. 4	2,400.00
District No. 5	2,600.00
District No. 6	2,600.00

Provided, that during week days, each magistrate shall have regular office hours of a minimum of two hours per day and shall give public notice of such hours.

E. Salaries of Magistrates' Constables:

District No. 1	3,264.00
District No. 2, Salary \$3,264.00, Travel \$800.00	4,064.00
District No. 3	3,264.00
District No. 4	3,000.00
District No. 5	3,264.00
District No. 6	3,264.00

Provided, that the Constable of District 2 shall be employed full time and be equipped with a car radio and shall police and patrol said district, including the area within the limits of the Towns of Chapin and Irmo, under the direction and control of the Sheriff's office when not otherwise engaged in official business attendant to the office of Magistrate.

Provided, further, that all Magistrates' Constables, to be qualified to receive the salaries herein set forth, shall be qualified graduates of the South Carolina Law Enforcement Division School for Officers and all Constables subsequently appointed must within one year after their appointment become graduates of the said school for officers.

Provided, further, that Constables of Districts 1, 3, 4, 5 and 6, when not otherwise engaged in official business attendant to the office of Magistrate, shall perform a minimum of four hours per day patrol and police duties in the rural sections of Lexington County under the direction and control of the Sheriff's Office.

F. Coroner:

Coroner's Salary	1,500.00
Travel	400.00
Post Mortems, inquests and lunacies	1,200.00

Item 3. Law Enforcement:

A. Office of Sheriff:

1. Salary	\$ 6,227.00
2. Travel Expense	1,200.00

B. Deputy Sheriffs:

1. Salary of Deputy Sheriffs, five at \$3,959.00 each per annum and one chief deputy at \$4,176-.00	23,971.00
2. Travel Expense, six at \$1,200.00 per annum	7,200.00
3. Purchase of gasoline and oil, uniforms, and maintenance of radio equipment	10,000.00

Provided, that the chief deputy so designated by the Sheriff shall have full authority to act for and in behalf of the Sheriff in the absence of the Sheriff.

Provided, that sums herein appropriated for travel expenses for the Sheriff and his Deputies shall be the only sum paid to the Sheriff and his Deputies for travel expense in criminal matters and they shall not receive extra pay for the transferring or transporting of prisoners and insane persons, the same being in the regular line of duty.

Provided, further, to be eligible to receive the salaries herein provided all Deputy Sheriffs must within one year after his or their appointment be graduated from the said Law Enforcement School for Officers.

- C. Jail:
- | | |
|------------------------|-----------|
| 1. Jail Expenses | 15,000.00 |
| 2. Jailer | 2,782.00 |
| 3. Jailer | 2,140.00 |
- D. Office of Tax Collector:
- | | |
|---|----------|
| 1. Salary of Deputy Tax Collector | 2,803.00 |
| 2. Clerical Assistance | 1,400.00 |
- Item 4. Public Works, Roads and Bridges:
- A. District Salaries of employees and maintenance expenses:
- | | |
|----------------------|--------------|
| District No. 1 | \$ 41,500.00 |
| District No. 2 | 39,008.00 |
| District No. 3 | 38,930.00 |
| District No. 4 | 27,078.00 |
- B. Depreciation Reserve for purchase of new machinery
- | | |
|--|-----------|
| | 20,000.00 |
|--|-----------|
- Provided*, that Item A shall be expended only upon approval of a majority of the Board of Commissioners.
- Provided*, further, that each employee provided for under this section shall receive a wage increase of seven per cent based on the employee's 1959-1960 salary schedule.
- Provided*, further, that Item B shall be expended only for needed machinery and only upon approval of a majority of the County Board of Commissioners and any balance remaining shall be carried forward to the next fiscal year.
- Provided*, further, that a monthly report shall be rendered and filed by the clerk of the County Board of Commissioners to each Commissioner and to the Lexington County Legislative Delegation in the General Assembly.
- Provided*, further, that the Commissioners shall not expend or obligate to expend more than one-half of the amounts herein appropriated prior to January 1, 1961.
- Item 5. Social Welfare:
- A. Supplemental salary for members of Lexington County Public Welfare Board to be paid semi-annually
- | | |
|--|-----------|
| | \$ 660.00 |
|--|-----------|

Provided, that the members of the Board shall be paid semiannually.

- B. Approved Emergency and Charity Relief 45,000.00

Provided, that claims for the care of medically indigent persons by eleemosynary institutions be equitably discharged from the amount above appropriated.

- C. Lexington County Health Department 33,861.00

Item 6. Courthouse and Offices:

- | | |
|--|-------------|
| A. Insurance | \$ 1,600.00 |
| B. Water, lights, fuel, repairs to public buildings | 25,000.00 |
| C. Superintendent of Courthouse building and grounds | 2,589.00 |
| D. Janitor of courthouse | 2,408.00 |
| E. Premium, Burglary Theft Insurance | 150.00 |
| F. Premium on bonds for county officials | 1,800.00 |
| G. Workmen's Compensation Insurance (not to be spent if paid for by State) | 3,000.00 |
| H. Printing, stamps and stationery for county offices | 18,000.00 |
| I. Janitor of County Health Centers | 2,026.00 |
| 1. Travel to Health Centers, to be paid monthly | 480.00 |

Item 7. County Board of Education:

There shall be paid through the office of the County Superintendent of Education the following:

- | | |
|---|-------------|
| A. Salary and travel for County Board of Education | \$ 1,000.00 |
| B. Supplement salary, Superintendent of Education | 1,854.00 |
| 1. Travel for Superintendent of Education | 200.00 |
| C. Clerk to Superintendent of Education | 3,124.00 |
| D. Supplement Salary and travel, attendance teacher | 1,070.00 |
| E. Circulating Library Fund | 23,353.00 |
| F. Publication of county educational directory | 700.00 |

Provided, that the funds appropriated under Item 7 shall be approved and disbursed by the County Board of Education.

Provided, further, that any balance remaining in Item 7, Section E, from prior appropriations shall be carried forward to the 1960-1961 fiscal

year and that that balance shall be added to the appropriation herein made and disbursed accordingly.

Item 8. Miscellaneous:

A. Miscellaneous Contingent\$ 75,000.00

Provided, that any claims or items payable from the miscellaneous contingent fund herein appropriated shall be approved by a majority of the county legislative delegation, including the Senator, and upon such approval the Board of Commissioners and the Clerk of the Board are hereby authorized to issue vouchers for same. *Provided*, however, that a sum not exceeding eight thousand dollars in the aggregate amount of the appropriation herein made may be expended upon the approval of a majority of the members of the Board of County Commissioners; *provided*, further, that from this amount may be paid the actual expenses incurred for the apprehension and return of escaped prisoners from Lexington County, or any other suspect of a criminal nature from without the boundaries of the State of South Carolina, which return has been approved by the Board of County Commissioners.

B. Board of Equalization 2,500.00

Provided, that this shall be expended only upon approval of a majority of the legislative delegation.

C. Board of Registration 2,400.00

Provided, that not more than one-fourth of amount appropriated shall be expended without approval of a majority of the legislative delegation.

D. 4-H Boys' Club 100.00

E. 4-H Girls' Club 100.00

F. Future Farmers of America (White Chapter) . 250.00

G. Women's Home Demonstration Camp 75.00

H. Demonstration supplies for Home Agent 100.00

I. Clerk to Demonstration Agent 535.00

J. Clerk to County Agent	535.00
K. Supplemental travel to County Agent	321.00
L. Travel to Asst. County Agent	214.00
M. Lexington County T. B. Association	1,000.00
N. Secretary to County Service Officer	2,482.00
O. Batesburg-Leesville National Guard Unit ...	800.00
P. West Columbia National Guard, two units at \$800.00	1,600.00
Q. Lexington National Guard Unit	800.00
R. Lexington County Supervisors, Lexington Soil Conservation District, Lexington County	500.00
S. Payment on caretaker's home at Lakeside Rest Home	1,000.00
T. West Columbia Rescue Squad	200.00
U. Swansea Rescue Squad	200.00
V. American Legion Junior Baseball Program ...	500.00
W. West Columbia-Cayce, Lexington and Bates- burg-Leesville Chamber of Commerce @ \$750- .00	2,250.00
Item 9. County Attorney	\$ 1,392.00

Provided, that the county attorney shall be elected by a majority vote of the County Board of Commissioners of Lexington County and he shall be paid a retainer's fee of one hundred sixteen dollars per month out of the above appropriation and by being so retained he shall be available to any and/or all county officials at any time they need his legal advice.

Provided, however, for extra work done, such as preparing pleadings, making appearances in court and trying cases, he shall be paid additional fees for such extra services in line with fees charged by members of the Bar of Lexington County for similar services.

TOTAL\$644,545.00

SECTION 2. All salaries as fixed in this act shall be in lieu of any and all fees and the acceptance of the same by any county official or employee while engaged in county business shall cause the salary

of said county official or employee to be reduced accordingly; *provided*, however, that the magistrates and magistrates' constables shall have the right to charge the legal rate for their services in all civil matters and retain such fees, which charges shall be collected from the parties to the civil matters.

SECTION 3. Funds appropriated herein shall be expended according to the following provisions:

(a) That the legislative delegation shall have the authority to authorize an audit of Lexington County affairs when they deem advisable and that the county commissioners and the county treasurer shall pay for the same from any county ordinary fund on hand in an amount to be determined by those authorizing the audit.

(b) That the withholding tax and insurance premiums collected through the county commissioner's office, including county officials and employees, may be paid by the commissioners from ordinary county funds, provided this amount shall be equivalent to the withholding tax and insurance premiums deducted from the salary of each official and employee of the county.

(c) That the county commissioners are hereby required to keep a separate account covering the various items of the supply act and not to exceed in expenditure the amount herein provided for each item; and for any excess allowed or permitted, such officers shall be held liable on their official bond. It shall be unlawful for any county commissioner or commissioners or other officers of county government to purchase, bargain for, or contract for any materials or services which would create a deficit in any item or provisions hereof within the time covered by this act.

(d) The clerk of the county board of commissioners shall make quarterly statements of expenditures and balances of the different items and send statement to each member of the board of commissioners and to each member of the legislative delegation.

(e) The county treasurer is hereby authorized and directed to publish in the county newspapers a statement reflecting the financial condition of Lexington County as of December 31, 1960 and June 30, 1961.

(f) The county treasurer and county board of commissioners are hereby authorized to borrow a sum of money not to exceed one hundred thousand dollars, if so much be necessary, to meet the appropriations herein made should such be necessary for lack of funds

arising from revenue now in sight. The same shall be borrowed at the best obtainable rate and terms.

SECTION 4. All appropriations herein made are subject to the right and authority of the legislative delegation in the General Assembly to alter, increase, deduct therefrom, or transfer funds from one account to another at any time without notice when, in their judgment, such alterations, increases, deductions or transfers are necessary for the best interests of the county and/or to conform with the revenue expected during the life of this act. All funds provided for herein which are not expended by June 30, 1961, shall revert to the county ordinary account. *Provided*, that all active members of the National Guard Companies of West Columbia and Batesburg-Leesville and Lexington shall be exempt from payment of road tax in Lexington County during the fiscal year.

SECTION 5. All county public buildings shall be under the control and custody of the Lexington County Board of Commissioners.

SECTION 6. The Lexington County Board of Commissioners is hereby authorized and directed to pay out of the ordinary county funds of Lexington County a sufficient sum or sums to match other available funds for the retirement of all county officials or employees as is now provided by law under the Retirement Act and the Social Security Act.

SECTION 7. All expenditures and transfers of funds by the county commissioners and the county treasurer, as heretofore authorized by the legislative delegation in the General Assembly from Lexington County, are hereby validated and approved for the past and present fiscal year.

SECTION 8. In the event of the death or resignation of any county official, or the death, resignation or discharge of any county employee, the appropriations herein made to that particular county official as salary or to that particular county employee as salary shall, immediately upon such death, resignation or discharge, be transferred to the miscellaneous contingent fund and a new salary schedule shall be provided from the miscellaneous contingent fund, not to exceed the amount herein appropriated for such official or salary of county employee, by a majority of the Lexington County Legislative Delegation.

SECTION 9. No expenditures in excess of one hundred dollars for the purchase of any equipment, materials or supplies shall be made, unless through regular contractual services, unless first let by sealed bid after advertisement in a county newspaper of general circulation (except parts needed for repairing equipment), and all things being equal, said purchase shall be made from the person, firm or corporation submitting the low bid. *Provided*, further, that all things being equal, all purchases for and in behalf of the county shall be made from Lexington County firms and businesses.

SECTION 10. All gasoline, motor fuels, oils, and lubricants purchased by and through and used by the Sheriff's office and Board of Commissioners shall be done only after advertising and receiving bids for the same to be supplied to the several offices on a quarterly basis.

SECTION 11. All acts or parts of acts inconsistent herewith are repealed.

SECTION 12. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(P1165, H2599)

No. 1081

An Act To Provide That Any Funds Remaining In The Bond Account Of Lexington County School District No. 3 After All Bonds Are Retired May Be Used For School Construction And Renovation Within The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lexington County School District 3 may use certain funds.—Any funds remaining in the Bond Account of Lexington County School District No. 3 after all bonds are retired shall be transferred to a special account and may be used for school construction and renovation within the district.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R573, H1934)

No. 1082

An Act Authorizing And Directing The Treasurer of McCormick County To Transfer The Sum Of Ten Thousand Dollars From The General Fund To The Miscellaneous And Contingent Fund Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. McCormick County to transfer funds.—The Treasurer of McCormick County is hereby authorized and directed to transfer the sum of ten thousand dollars from the general fund to the miscellaneous and contingent fund of the county.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R973, H2531)

No. 1083

An Act Transferring The Sum Of Five Thousand Dollars From The General Fund Of McCormick County To The Contingent Fund.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. McCormick County Treasurer may transfer money from General Fund to Contingent Fund.—The Treasurer of McCormick County is authorized and directed to transfer the sum of five thousand dollars from the General Fund of the county to the Contingent Fund.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1021, H2530)

No. 1084

An Act To Provide For The Levy Of Taxes For Ordinary County Purposes For McCormick County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And Providing For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The following appropriations are made for McCormick County for a period of one year, beginning July 1, 1960, and ending June 30, 1961:

Item A. For the construction and maintenance of county roads, bridges, dieting, clothing and maintenance of chain gang prisoners. Also salary for two overseers or guards	\$ 20,000.00
<i>Provided</i> , that the supervisor or county board of commissioners shall employ no other help than that provided for herein unless authorized by the county delegation.	
Office Clerk	2,200.00
Total, Item A	\$ 22,200.00
Item B. Salaries:	
Clerk of Court	\$ 3,630.00
<i>Provided</i> , however, that the clerk of court shall comply with Act No. 770 passed by the Legislature of South Carolina in 1936 and carried in the Acts of 1936 at pages 1449 and 1450 before he shall be entitled to said salary.	
Clerk to clerk of court	2,200.00
Treasurer	770.00

Clerk to treasurer	2,200.00
Auditor	770.00
Clerk to auditor (7 mos.)	1,283.20
Coroner	363.00
County physician	121.00
Janitor at courthouse	1,320.00
Two county commissioners at \$363.00 each	726.00
Judge of Probate	1,815.00
County attorney	363.00
Magistrate at McCormick	1,815.00
Magistrate at Willington	907.50
Magistrate at Parksville	907.50
Janitor, McCormick County Office Building ..	1,234.20
Sheriff, salary	2,970.00
Sheriff, expense fund	500.00
<i>Provided</i> , said amount to be paid in equal monthly payments without the necessity of itemizing the same.	
Two deputy sheriffs, salary, each \$2,970.00	5,940.00
Two deputy sheriffs, expense fund, \$500.00 each	1,000.00
<i>Provided</i> , said amount to be paid in equal monthly payments without the necessity of itemizing the same.	
<i>Provided</i> , that the sheriff or his deputies shall serve warrants for the county magistrates and one of the deputies, to be designated by the sheriff, shall also serve as magistrates' constable.	
Travel expenses and maintenance of automobiles for sheriff's office, if so much be necessary	1,200.00
Supervisor, salary and traveling expenses for supervisor who shall furnish his own car, said amount to be paid in equal monthly payments without the necessity of itemizing same	3,820.00
Tax Collector	1,815.00
Tax collector's expenses, who shall furnish his own car, to be paid in equal monthly payments	1,200.00
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Total, Item B	\$ 38,870.40

Item C. County:

County board of equalization	\$ 750.00
Vital statistics	150.00

Total, Item C\$ 900.00

Item D. Jail expenses:

To include only the dieting of prisoners at one dollar per day and electric current, if so much be necessary	\$ 1,500.00
<i>Provided</i> , records of prisoners' entrance and release shall be kept and such records shall be subject to annual audit.	

Total, Item D\$ 1,500.00

Item E. Jurors and witnesses and court expenses:

<i>Provided</i> , that grand jurors and petit jurors shall be paid at the rate of seven dollars and fifty cents per day and mileage. <i>Provided</i> , further, that magistrates' and coroner's jurors shall be paid at the rate of one dollar and fifty cents per day upon the authorization of the magistrate or coroner		\$ 3,500.00
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Total, Item E\$ 3,500.00

Item F. Post mortems, inquests, autopsies and lunacies, if so much be necessary

.....\$ 500.00

Total, Item F\$ 500.00

Item G. Public buildings, including lights, fuel, water, telephones and other necessary supplies, other than constructing new or making repair of public buildings which shall be approved by the McCormick Building Commission, and cost shall be paid from such amount as the commission and county delegation shall designate

.....\$ 5,000.00

Total, Item G\$ 5,000.00

Item H. Printing, postage, stationery and office supplies .	\$ 1,500.00
Total, Item H	\$ 1,500.00
Item I. Annual audit to county books from June 30, 1959, to July 1, 1960, if so much be necessary	\$ 450.00
Total, Item I	\$ 450.00
Item J. Premiums on officers' bonds and workmen's compensation premiums, when such premiums are certified to and in order, if so much be necessary	\$ 1,000.00
Total, Item J	\$ 1,000.00
Item K. Miscellaneous contingent fund: To be expended only in case of emergency and only then upon the written approval of the legis- lative delegation	\$ 6,500.00
Total, Item K	\$ 6,500.00
Item L. County health unit, if so much be necessary	\$ 2,200.00
Total, Item L	\$ 2,200.00
Item M. Public Welfare	\$ 5,000.00
<i>Provided</i> , such funds shall be kept separate to facilitate annual audit.	
Total, Item M	\$ 5,000.00
Item N. Library board	\$ 1,200.00
<i>Provided</i> , that this sum shall be paid upon the authorization of the secretary-treasurer of the library board.	
Total, Item N	\$ 1,200.00
Item O. Police insurance	\$ 1,600.00
Total, Item O	\$ 1,600.00
Item P. Retirement (County's part)	\$ 975.00
Total, Item P	\$ 975.00

Item Q. Social Security (County's part)	\$ 950.00
Total, Item Q	\$ 950.00
Item R. National Guard	\$ 500.00
Total, Item R	\$ 500.00
Item S. Soil conservation	\$ 300.00
Total, Item S	\$ 300.00
GRAND TOTAL,	\$ 94,645.40
Less revenue other than taxes:	
U. S. Forestry Service	\$ 22,500.00
Gas Tax	27,000.00
Other revenues	28,000.00
Total estimated revenue	\$ 77,500.00
Amount to be raised by taxation	\$ 17,145.40

SECTION 2. The various sums herein appropriated shall be used only for the purpose for which they are specifically appropriated and for no other. *Provided*, that transfers from one appropriation to another may be made upon the written approval of the legislative delegation. It shall be unlawful for any officers of the county to exceed any appropriation or to contract any obligation of indebtedness in excess of any appropriation herein provided for, except upon the written authority of the Legislative Delegation of McCormick County; and obligations incurred without the written authority shall not be binding upon McCormick County. Any officer violating the provisions of this section may be removed from office by the Governor, upon the recommendation of the legislative delegation, and his bond shall be liable for any expenditure or any debt incurred in excess of such appropriation should it be determined that the county is liable therefor.

SECTION 3. The supervisor shall file an itemized statement of all expenditures for the previous month with the clerk of court and an itemized statement of all expenditures shall be published quarterly in the County Gazette, and the same shall become a public record. The

county board of commissioners is hereby required to deliver to the county treasurer at the conclusion of the year 1960 an itemized sworn statement of all unexpended balances from the various items hereinabove appropriated, which statement shall be filed by the treasurer with the clerk of court and become a public record. The county supervisor is hereby required to keep a separate account of all funds expended from the various sums appropriated for county purposes and shall issue no warrant in excess of such appropriations. *Provided*, that the county commissioners shall have equal authority in county matters with the supervisor.

SECTION 4. The auditor and treasurer are hereby authorized and required to levy and collect a sufficient tax, as provided by law, to raise sufficient money to meet and pay the amount appropriated by law for McCormick County for the year 1960. No money shall be spent otherwise than herein specifically authorized and none of the items shall be enlarged upon or construed as suggestive or directory, but are mandatory.

SECTION 5. No money shall be borrowed by the county nor interest paid on same for longer periods than the collection of taxes sufficient to pay the same makes it necessary, and no note in excess of the sum provided by law shall be made by the county commissioners except upon the written authority of the county legislative delegation, which shall be filed with the clerk of court.

SECTION 6. The McCormick County Legislative Delegation is hereby authorized and empowered to pay to the members of the forestry committee or any other members of a committee authorized by legislation, meeting during the year 1960, the sum of five dollars per day from the contingent fund under Item K. *Provided*, however, that none of the committee shall be paid for more than twelve meetings during the fiscal year 1960-1961.

SECTION 7. The County Board of Commissioners of McCormick County is hereby authorized and empowered to appoint a practicing attorney as county attorney who shall render legal advice to any county officer of McCormick County when so requested by such officer regarding official matters pertaining to any duty of any officer of McCormick County, or as to the law pertaining to any matter connected with the administration of such office.

SECTION 8. The County Board of Commissioners of McCormick County is hereby authorized and empowered to appoint a practicing physician whose duties shall be to look after the health condition of the county and attend any prisoner, either on the chain gang or in the county jail, and make such recommendation as he might think proper for the safeguarding of the health of the prisoners of the communities of the county.

SECTION 9. The McCormick County Legislative Delegation may, at any time, order the discontinuance and storage of any motor car or other equipment owned or hereafter to be owned by McCormick County. *Provided*, that no equipment owned by McCormick County shall be used for anything but county or public purposes.

SECTION 10. No property owned by McCormick County shall be sold, rented, or leased unless the approval of the legislative delegation shall be first secured.

SECTION 11. Unless otherwise specifically authorized herein, no bill or claim against McCormick County shall be approved or paid unless the same is fully itemized and states, under oath, what it is for, giving the kind and quality of thing or commodity it represents and carries the same number as the county voucher, in addition to the amount and the time furnished, and no person shall make oath to such itemized statement or claim for any other person.

SECTION 12. All expenditures over two hundred dollars for supplies and materials shall be purchased on competitive bids.

SECTION 13. No officer of McCormick County shall charge or collect any money for an expense account except as herein provided for.

SECTION 14. Any officer or employee of McCormick County who disregards the provisions of this act shall be guilty of misconduct in office and subject to removal in addition to the punishment now provided by law.

SECTION 15. The officials at the McCormick County Courthouse are hereby authorized to close their offices on one afternoon during the week of the summer months provided the majority of the merchants in the Town of McCormick close their place of business one afternoon of such weeks, and the afternoons taken off by the court-

house officials shall be the same afternoon on which the business houses are closed.

SECTION 16. For the year 1960 the supervisor shall employ such help as necessary, other than that herein provided for, upon the written approval of the Legislative Delegation from McCormick County.

SECTION 17. Immediately upon receiving tax duplicates from the county auditor, the county treasurer shall cause to be mailed to each taxpayer listed thereon, whose post office address is available, a written or printed notice stating thereon the amount of taxes assessed against the taxpayer for the current year, with such other information as the county treasurer may deem desirable. This service to the taxpayer being gratuitous, no obligation shall rest upon the county or State, or county treasurer, for any failure or mistake on the part of the county treasurer in giving or failing to give the notice.

SECTION 18. From the county board of education fund herein appropriated, all members of the county board, except the superintendent of education, shall be paid five dollars per day for each day in attendance upon meetings of the county board and mileage from the homes of the members each way at the rate of seven cents per mile. *Provided*, that the county board of education is hereby authorized to pay from this appropriation any clerical help or mileage necessary for the office of the superintendent of education as may be deemed necessary by the county board.

SECTION 19. Custodian of the McCormick County office building and grounds shall be designated by the McCormick County Legislative Delegation and shall approve all claims for expenses necessary for the operation of the county office building.

SECTION 20. On or before the first of June, the trustees of the McCormick County schools are hereby authorized and directed to furnish to the county board of education a budget for the operation and maintenance of the schools of the county for the year 1960-1961. On or before the first of July, the county board of education shall furnish the budget to the county auditor with such increases or decreases as may be deemed necessary. The county auditor is hereby authorized and directed to levy a sufficient number of mills on taxable property in McCormick County for such purposes with the ap-

proval and consent of the county legislative delegation. The county treasurer is hereby directed to collect the funds and place them in the school fund, and to disburse the funds as now prescribed by law.

SECTION 21. Any surplus funds of McCormick County may be invested by the county treasurer upon written approval of the county legislative delegation.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R744, H2359)

No. 1085

A Joint Resolution Providing For A Referendum In The Town Of Mullins To Determine The Wishes Of The Qualified Electors Concerning The Extension Of The Terms Of Office Of Aldermen To Four Years.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Town of Mullins—referendum concerning terms of aldermen.—In order to determine the wishes of the qualified electors of the Town of Mullins upon the question of whether the terms of office of aldermen shall be extended to four years, which shall be staggered, a special election shall be held as provided in the general election laws of this State on April 5, 1960.

SECTION 2. Ballots.—Ballots shall be provided at the various voting precincts within the town with the following question printed or written thereon :

“Shall the terms of office of aldermen for the Town of Mullins be extended to four years, which shall be staggered?

Yes ☐

No ☐”

SECTION 3. Results.—The officials responsible for canvassing the results of the election shall, within five days, certify such results to

the clerk of court of the county and to the county legislative delegation.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R864, H2490)

No. 1086

An Act To Amend Section 15 Of Act No. 474 Of 1959, Relating To The Date Of Issue Of Certain Bonds By The Mullins Hospital Commission Of Marion County, So As To Extend The Date Such Bonds May Be Issued.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 15 of Act 474 of 1959 amended—final date bonds may be issued.—Section 15 of Act No. 474 of 1959 is amended by striking out “June 1, 1960” on the second line and inserting in lieu thereof “June 1, 1961”, so that when so amended the section shall read as follows:

“Section 15. The bonds authorized by this act shall be issued prior to June 1, 1961, and shall only be issued in the event Hill-Burton matching funds are made available.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R1067, H2600)

No. 1087

An Act To Empower The Marion County Memorial Hospital Commission Of Marion County To Borrow Not Exceeding Twen-

ty-Five Thousand Dollars On Behalf Of The Political Subdivision Of Marion County Known As The Marion County Memorial Hospital District, To Prescribe The Conditions Under Which The Loan May Be Made And The Purposes For Which The Proceeds May Be Expended, And To Make Provision For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that pursuant to Act No. 1073 of 1948, a public hospital has been established in the political subdivision in Marion County known as the Marion County Memorial Hospital District, to which district was committed the function of operating a hospital for the benefit of the public of the district, and which hospital is being operated by the Commission established by Act No. 1073 of 1948, known as the Marion County Memorial Hospital Commission, hereinafter called “the Commission”. It further finds that improvements and additions to the hospital are needed and enacts this law as a means of providing an opportunity whereby the same may be obtained.

SECTION 2. Marion County Memorial Hospital may borrow money.—In order to obtain improvements for the hospital operated for the Marion County Memorial Hospital District, the Commission shall be empowered to borrow not exceeding twenty-five thousand dollars and may evidence such indebtedness by obligations denoted “bonds” or “notes”.

SECTION 3. Maturity of bonds or notes.—All obligations issued pursuant to this act shall mature in such annual series or installments as the Commission shall provide for, except that the first maturing obligations shall mature within three years from the date as of which they shall be issued; not less than three per cent of such obligations shall mature in any year; and none of such obligations shall mature later than twenty years from their date. *Provided, however,* that all obligations issued pursuant to this act which might be issued to the Sinking Funds and Property Division of the Budget and Control Board of the State of South Carolina shall mature in five equal annual installments with interest at four per cent per annum; and none of such obligations to the Sinking Fund and Property Division of the Budget and Control Board of the State of South Carolina shall mature later than five years from the date of their issuance.

SECTION 4. Redemption.—Any obligation issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the Commission, but no obligation shall be redeemable before maturity unless it contains a statement to that effect. If the option here granted the Commission be availed of, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The obligations issued pursuant to this act shall be in the form of notes or bonds, and may be issued either in registered or coupon forms in the discretion of the Commission.

SECTION 6. Where payable.—The obligations issued pursuant to this act shall be made payable at such places, within or without the State, as the Commission shall provide, except that such obligations as may be issued to the Sinking Funds and Property Division of the Budget and Control Board of the State of South Carolina shall be payable at the office of the Division in Columbia, South Carolina.

SECTION 7. Interest.—Obligations issued pursuant to this act shall bear interest at rates determined by the Commission, except that such obligations as are issued to the Sinking Funds and Property Division of the Budget and Control Board of the State of South Carolina shall bear interest at four per cent per annum.

SECTION 8. Execution.—Obligations issued pursuant to this act and all coupons, if any, annexed thereto shall be executed in the manner provided for by the Commission.

SECTION 9. Sale.—Obligations issued pursuant to this act shall be sold at public or private sale in the discretion of the Commission.

SECTION 10. Payment.—For the payment of the principal and interest of all obligations issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the Marion County Memorial Hospital District and Marion County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Marion County and collected by the Treasurer of Marion County, in the same manner as county taxes are levied and collected a tax without limit, on all taxable property in the Marion County Memorial Hospital District sufficient to pay the principal and in-

terest of such obligations as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Payment—further.—For the payment of the principal and interest of all obligations issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, all surplus funds accruing to the hospital, shall be irrevocably pledged, sufficient to pay the principal and interest of such obligations as they respectively mature and to create such sinking fund as may be necessary therefor, and the Commission is hereby required and directed to pay and apply such surplus funds to the payment of the obligations, and to no other purpose. If such surplus funds, when so applied to the payment of the principal and interest are sufficient, then the tax herein authorized shall not be levied.

SECTION 12. Exempt from taxes.—The principal and interest of obligations issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of 1952.

SECTION 13. Proceeds.—The proceeds derived from the sale of any obligations issued pursuant to this act shall be deposited by the Treasurer of Marion County in a special account for the district, and shall be expended and made use of by the Commission as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such obligations;

(b) Any premium shall be applied to the payment of the first installment of principal of such obligations; and

(c) The remaining proceeds shall be used to defray the cost of issuing the obligations and the cost of effecting the improvements to the hospital authorized herein.

SECTION 14. Powers of Commission.—The powers and authorizations hereby conferred upon the Commission shall be in addition to all other powers and authorizations previously vested in the Commission.

SECTION 15. Last date bonds may be issued.—The bonds authorized by this action shall be issued prior to June 1, 1961.

SECTION 16. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1108, H2638)

No. 1088

An Act To Authorize The Board Of Trustees Of School District No. 1 In Marion County To Borrow Not Exceeding One Hundred And Fifty Thousand Dollars, For The Purpose Of Constructing, Improving And Repairing Schools And School Buildings In The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Marion County School District 1 may borrow money.—The Board of Trustees of Marion School District No. 1, Marion County, South Carolina, is hereby authorized and empowered to borrow a sum of money, not exceeding the sum of one hundred and fifty thousand dollars, for the purpose of constructing, improving or repairing schools and school buildings in Marion School District No. 1 of Marion County. The loan shall be secured by a note or notes to be executed by a majority of the board of trustees of the district, and shall bear a rate of interest not exceeding three and one-half per cent per annum. The note or notes shall be made payable at such date or dates as the board may determine, not to exceed five years from the date of issuance.

SECTION 2. Note may be refinanced.—The board of trustees may refinance any portion of the outstanding indebtedness due on such note or notes at any time and from time to time within the five year period by the issuance of new notes therefor, *provided*, such new notes shall mature not later than five years from the date of their issuance.

SECTION 3. Payment.—In order to provide for the repayment of such loan and interest thereon there is hereby levied an annual tax upon all of the taxable property of Marion School District No. 1, Marion County, South Carolina, sufficient to pay all interest and the note or notes as they become due. The principal and interest may be paid annually. When the loan is paid the tax so levied for this purpose shall be no longer levied. It shall be the duty of the Auditor of Marion County to levy the special tax annually on all of the taxable property of the school district, and the duty of the county treasurer to collect the tax so levied as other taxes are collected by law and to pay the principal and interest on the note or notes as the same severally become due, according to the terms thereof. The full faith and credit and taxing power of Marion School District No. 1, Marion

County, South Carolina, are hereby irrevocably pledged for the payment of the notes and interest.

SECTION 4. Payment—further.—The Board of Trustees of Marion School District No. 1, Marion County, South Carolina, is hereby directed to apply to the payment of the amounts due on the note or notes from time to time so much of the funds as may be made available to Marion School District No. 1, Marion County, South Carolina, by the State Educational Finance Commission, or any other agency of the State of South Carolina, after January 1, 1961. When such funds are so applied to the payment of the principal and interest any tax herein authorized to be levied shall be reduced accordingly.

SECTION 5. Proceeds.—The amount so borrowed shall be deposited with the Treasurer of Marion County to the credit of Marion School District No. 1 to be expended upon warrants or orders of the proper school officials for the purposes mentioned in this act.

SECTION 6. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 7. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1143, H2382)

No. 1089

An Act To Make Appropriations For Ordinary County Purposes For Marion County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961; To Provide For The Expenditure Thereof; To Authorize The Proper Officers Of The County To Borrow Money To Meet Such Appropriations, And To Provide For The Levy Of Such Taxes As May Be Necessary To Raise The Required Amount, Taking Into Account Other Revenues Of The County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. After first deducting the estimated or anticipated revenues, a tax is hereby levied for the calendar year 1960 upon the taxable property of Marion County for county purposes, for the fiscal

year beginning July 1, 1960, and ending June 30, 1961, in the amount and for the purposes hereinafter stated.

SECTION 2. For the purposes stated in this act, a levy of seven mills, if so much be needed, is hereby made upon the taxable property of the county for the calendar year 1960 to be expended, or so much thereof as may be necessary, for the fiscal year beginning July 1, 1960, and ending June 30, 1961, as hereinafter set forth; *provided*, however, that the County Auditor is hereby directed to make a calculation of the amount of the levy that will be necessary to raise the sums appropriated in this act, first taking into account the probable income from all other sources, and if it is found that seven mills is not sufficient to raise the funds herein appropriated, or that the levy is more than sufficient for the purposes herein, then in either event, he is directed to notify the Legislative Delegation, a majority of whom, may raise or lower the levy; and he is authorized and directed to impose in due time such levy upon the property of the county as will raise the sums of money necessary under this act. *Provided*, further, that the levy shall be made only upon the written approval of a majority of the Legislative Delegation.

SECTION 3. The following amounts are hereby appropriated for the County of Marion for the fiscal year beginning July 1, 1960, and ending June 30, 1961, for the following purposes, and the salaries of the officers and employees are fixed as hereinafter stated:

Item 1. Salaries:

A. Clerk of Court	\$ 1,250.00
B. Sheriff	4,000.00
B-1. Four Deputy Sheriffs @ \$2,860.00 each	11,440.00
B-3. Investigating fund to be used by Marion County Sheriff	600.00
B-4. Travel and other expenses, Sheriff and four Deputies @ \$2,000.00 each	10,000.00
B-5. Gas and oil—Sheriff's office—\$205.00 per month	2,460.00
<i>Provided</i> , that this sum shall be paid monthly to the Sheriff for division between his deputies and himself at the rate of \$41.00 per month for each deputy and himself for gas and oil.	
B-6. Steno-Clerk and radio dispatcher for Sheriff's office	2,300.00

Provided, however, that the steno-clerk and radio dispatcher herein provided for shall be required to take all the testimony at coroner's inquests as part of his or her regular duties and without additional compensation.

C. Jailor	2,200.00
D. Magistrate at Marion	2,250.00
D-1. Rent—Magistrate at Marion	180.00
E. Magistrate at Mullins	2,250.00
F. Magistrate at Centenary-Rains	650.00
F-1. Magistrate's Constable at Centenary-Rains	1,550.00
G. Magistrate at Britton's Neck Township	650.00
G-1. Magistrate's Constable at Britton's Neck Town- ship	1,550.00
H. Magistrate at Nichols	650.00
H-1. Rent—Magistrate at Nichols	180.00
I. Treasurer	1,300.00
J. Incidental Expenses—Treasurer	700.00
K. Assistant Treasurer	3,000.00
<i>Provided</i> , that the Treasurer of Marion County is authorized to continue the employment of Mrs. Clara Allen regardless of retirement age.	
L. Auditor	1,300.00
M. Clerk to Auditor	3,000.00
N. Travel and Other Expenses—Auditor	700.00
N-1. Extra Clerical Help, Auditor	600.00
O. Coroner	1,000.00
O-1. Travel and other expenses—Coroner	400.00
P. Chairman of County Board of Commissioners..	4,300.00
Q. Travel and other expenses of Chairman of County Board of Commissioners	1,500.00
R. Six County Commissioners @ \$400.00 each for travel and official expenses	2,400.00
S. One Clerk to Commissioners	2,500.00
T. Tax Collector	1,200.00
U. Clerk and Stenographer for Tax Collector	2,300.00
V. Superintendent of Education, Travel and In- cidentals	850.00

W. Equipment, Clerk of Court's Office	4,500.00
X. Equipment, Probate Judge's Office	1,500.00
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TOTAL ITEM 1	\$ 77,210.00
Item 2. County Boards:	
A. Board of Education—Seven members @ \$300.00 each for travel and official expenses	\$ 2,100.00
B. One Clerk to Superintendent of Education	2,400.00
C. Board of Equalization	1,500.00
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TOTAL ITEM 2	\$ 6,000.00
Item 3. Post Mortems and Lunacies	\$ 400.00
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TOTAL ITEM 3	\$ 400.00
Item 4. Welfare Department:	
A. Emergency Relief	\$ 3,000.00
B. Charity Hospitalization	8,000.00
<i>Provided</i> , that no more than two thousand dol- lars shall be spent for charity hospitalization in any one quarter.	
C. Chairman—Public Welfare Board	300.00
D. Pauper Funerals	1,200.00
<i>Provided</i> , that no funds shall be paid to any hos- pital outside of Marion County unless there is a reciprocal agreement with such outside county. <i>Provided</i> , further, no hospital shall be compen- sated at a higher rate than ten dollars per day from county funds. <i>Provided</i> , further, that the Marion County Wel- fare Board shall make all necessary investiga- tions. <i>Provided</i> , further, that no hospitalization shall be paid in excess of ten days from county funds and there shall not be expended on any one case a greater sum than one hundred dollars. <i>Provided</i> , further, that when funds under Item B are exhausted the Marion County Welfare Board shall not approve for charity hospitaliza-	

tion further disbursement until additional funds become available.

	TOTAL ITEM 4	\$ 12,500.00
Item 5.	Jurors and Witnesses	\$ 5,000.00
	<i>Provided</i> , that witnesses shall receive two dollars per diem (jurors and court attaches shall receive per diem of six dollars).	
	<i>Provided</i> , further, that jurors in Magistrates' Courts in criminal cases and jurors in Coroner's Court shall be paid two dollars per day upon warrants of the Magistrate, Coroner or Sheriff.	
	TOTAL ITEM 5	\$ 5,000.00
Item 6.	Public Buildings:	
	A. Public Buildings, including lights, water, grounds, office rent, etc.	\$ 10,000.00
	B. For purchase of site and construction of Colored Textbook Building	15,000.00
	<i>Provided</i> , that no contract shall be entered into authorizing the purchase of the site and construction of the building without the approval of the Legislative Delegation.	
	TOTAL ITEM 6	\$ 25,000.00
Item 7.	Vital Statistics	\$ 550.00
	TOTAL ITEM 7	\$ 550.00
Item 8.	Ordinary Contingent	\$ 7,000.00
	TOTAL ITEM 8	\$ 7,000.00
Item 9.	Roads, Bridges, Chain Gang, Jail, Dieting Prisoners, Medical and Legal Services, Medicine and Maintenance	\$109,000.00
	<i>Provided</i> , however, that the total amount of gasoline tax allocated to Marion County be de-	

ducted from the total of \$109,000.00 and the remainder be raised by tax levy.

TOTAL ITEM 9	\$109,000.00
Item 10. Salary for Clerk to Marion County Tuberculosis Association	\$ 1,900.00
A. Travel Expenses for Tuberculosis Nurse	840.00
TOTAL ITEM 10	\$ 2,740.00
Item 11. Health Department	\$ 9,603.00
A. Transportation for Crippled Children	350.00
B. Medicine for T.B. Patients	200.00
TOTAL ITEM 11	\$ 10,153.00
Item 12. Libraries:	
A. Marion Library	\$ 1,750.00
B. Mullins Library	1,750.00
C. Nichols Library	750.00
D. Traveling Library	1,500.00
TOTAL ITEM 12	\$ 5,750.00
Item 13. County Agent's Office:	
A. County Agent	\$ 900.00
A-1. Two Assistant County Agents @ \$300.00 each ..	600.00
B. Clerk to County Agent	150.00
C. Postage and Office Supplies	400.00
TOTAL ITEM 13	\$ 2,050.00
Item 14. Home Demonstration Agent's Office:	
A. Clerk—Salary Supplement	\$ 420.00
B. Supplies and Incidentals	200.00
C. Telephone	150.00
D. Home Demonstration Agent, Salary Supplement ..	240.00
E. Assistant Home Demonstration Agent, Salary Supplement	150.00
TOTAL ITEM 14	\$ 1,160.00

Item 15. Boys' and Girls' 4-H Club Work	\$ 300.00
TOTAL ITEM 15	\$ 300.00
Item 16. Negro Agricultural and Home Demonstration Agent's Office:	
A. Rent, fuel, telephone and other supplies and services	\$ 750.00
B. Clerical Personnel	1,800.00
<i>Provided</i> , that the County Agent and Home Demonstration Agent shall employ said clerk or clerks.	
C. Equipment and Supplies	300.00
D. Home Demonstration Agent—Travel and other expenses (Travel \$570.00—Salary \$570.00) ..	1,140.00
E. Equipment, Demonstration Materials and Sup- plies and Activities	250.00
F. Boys' 4-H Club Work and Supplies	150.00
G. Girls' 4-H Club Work and Supplies	150.00
H. Negro Agricultural Agent—Salary Supplement	300.00
TOTAL ITEM 16	\$ 4,840.00
Item 17. Office of Judge of Probate	\$ 2,400.00
TOTAL ITEM 17	\$ 2,400.00
Item 18. Marion Soil Conservation District	\$ 300.00
TOTAL ITEM 18	\$ 300.00
Item 19. Marion County Planning and Development Board:	
A. Personnel Expense	\$ 1,500.00
B. Travel Expense	1,800.00
C. Maps, Surveys and other Services	1,200.00
TOTAL ITEM 19	\$ 4,500.00
Item 20. Miscellaneous:	
A. Britton's Neck Fire Dept.	\$ 200.00
B. Marion Rural Fire Dept.	500.00
C. Mullins Rural Fire Dept.	500.00
D. Nichols Rural Fire Dept.	200.00
E. Marion National Guard ..	1,000.00

F. Mullins National Guard	1,000.00
G. Radio Repair for Radios and Insurance on Radios	1,100.00
H. For changing over Radio Equipment	1,300.00
I. Official Bond Premiums	800.00
J. Printing and office supplies, stamps, and Box Rent	2,750.00
K. Advertising—Tax Notices	600.00
L. Junior Homemakers Association	300.00
M. Marion Rescue Squad	1,000.00
N. Mullins Rescue Squad	1,000.00
O. Repairing Roof to Old and New Jail	800.00
P. County Civil Defense	1,200.00
Q. For Purchase of County Chain Gang Bus	5,500.00
R. Hospitalization insurance for county employees	900.00

TOTAL ITEM 20 \$ 20,650.00

GRAND TOTAL \$297,503.00

Less Estimated Revenues:

Magistrates' Fines	\$ 45,000.00
Alcoholic Tax	27,500.00
Gas Tax	90,000.00
Beer and Wine Tax	7,000.00
Fines and Forfeitures	12,500.00
Insurance Licenses	15,000.00
Bank Tax	5,000.00
Income Tax	45,000.00
Interest	1,400.00
Miscellaneous Revenue	5,000.00

TOTAL \$253,400.00

AMOUNT TO BE RAISED BY

TAXATION \$ 44,103.00

SECTION 4. The Board of County Commissioners is hereby authorized to borrow, at such time or times, and upon such terms as it may prescribe, upon sealed competitive bids, after written notice to all banks in Marion County, a sum or sums not exceeding in the ag-

gregate the amount hereinabove appropriated, pledging all taxes to be raised by virtue of the levy to be made hereunder and the full faith and credit of the county for such loan or loans. The Chairman of the Board of County Commissioners and the County Treasurer shall execute a note or notes for such loan or loans, which note or notes when so executed shall be a lien upon all taxes to be raised during the year 1960 for the levy to be made under this act; *provided*, that the monies hereinabove appropriated shall be used only for the purpose for which such appropriation is made and for no other purpose or purposes and the Board of County Commissioners and the County Treasurer are hereby expressly forbidden to exceed directly or indirectly the appropriations herein made for any purpose whatsoever unless upon authorization of the County Delegation; and *provided*, further, that all unexpended balances on appropriations for the period beginning July 1, 1959 and ending June 30, 1960, shall be added to the ordinary county funds hereinabove mentioned. *Provided*, that no funds of Marion County in excess of the sum protected by the Federal Deposit Insurance shall be deposited by an officer thereof in any bank or banks unless such bank or banks shall file with the County Treasurer an indemnity bond in some approved surety company, or shall deposit with the County Treasurer, United States, State, County, Municipal, School District, Federal Land Bank bonds, or other bonds guaranteed by the United States, or county notes, to indemnify the County of Marion against any loss or damage which may arise by reason of such deposit, the said indemnity to be not less than the maximum amount so deposited less the sum protected by the Federal Deposit Insurance, the sufficiency of the indemnity or security hereinabove provided for to be determined and approved by the County Treasurer and the Chairman of the Board of County Commissioners in writing. In addition to borrowing such sum or sums as may be necessary to cover the provisions of this act, in case of an emergency, the Marion County Legislative Delegation to be the judges thereof, the Board of County Commissioners may, with written approval of the Marion County Legislative Delegation, borrow such additional funds as may be necessary to meet such emergency, pledging as security therefor, the full faith and credit of Marion County for the payment of any sum or sums so borrowed.

SECTION 5. From the effective date of this act fishing from the banks with hook and line only shall be permitted in the sanctuaries

between Aerial's Cross Roads and Galivant's Ferry from sunrise to sunset on Wednesday and Saturday of each week.

SECTION 6. The amounts hereinbefore appropriated for salaries for officers and employees shall be in full for their compensation and they shall not receive allowances for travel or other expenses, except as herein provided, save and except postage, stationery, and office supplies, which shall also be furnished each of the magistrates upon their written requisition to the Board of County Commissioners. No claim for mileage or travel for any purpose, shall be paid without claimant first securing the approval of the County Board of Commissioners before making such trip, and if such travel or mileage is authorized and approved, claimant shall be paid at the rate of seven cents per mile for actual distance traveled in the most direct route going to and returning from the place of destination. *Provided*, that the sheriff is required to use the facilities of the State whenever available for the purpose of returning prisoners to the county.

SECTION 7. The amount hereinabove appropriated for the hospitalization fund shall be paid by the County Board of Commissioners upon presentation to them of approved claims by the County Board of Welfare or its director. The County Board of Welfare, working in conjunction with the superintendent of the hospital, is hereby directed to make a thorough study of the needs of every applicant for assistance from this fund. It shall work in conjunction with the superintendent of the hospital and in the investigation of any applicant for assistance from this fund, the records, files and information which the superintendent of the hospital may have concerning such applicant shall be accessible to the County Board of Welfare in order to determine whether or not such applicant is entitled to assistance hereunder, and likewise any files, records and information which the County Board of Public Welfare may have concerning the applicant shall be accessible to the superintendent of the hospital. In the event the County Board of Public Welfare and the superintendent of the hospital are unable to agree whether or not such applicant is entitled to assistance hereunder, then one disinterested member of the Welfare Board, after having studied the report or reports on such applicants, shall determine whether the applicant is entitled to assistance. In emergency cases, the County Board of Public Welfare is directed to make an investigation of the applicant even though he or she may have already been admitted to the hospital or discharged

therefrom, and if it is finally determined that such emergency case is entitled to assistance hereunder, the County Board of Public Welfare is hereby directed to approve same.

SECTION 8. The Board of County Commissioners shall have authority to employ a County Attorney and to pay for his services out of the Contingent Fund.

SECTION 9. The County Board of Commissioners through its chairman or clerk is hereby authorized and directed to issue a license to carnivals or other shows operating in Marion County. The license fee shall not exceed the sum of one hundred dollars per day, and the amount of the fee shall be recommended by the Chairman of the County Board of Commissioners after he has made an investigation of the type of carnival or show concerned and the type and kind of its activities. *Provided*, that this section shall not apply to carnivals or shows contracting with the Marion County Fair Association.

Provided, further, that a majority of the County Board of Commissioners, may in their discretion, waive this section when such carnivals or shows are sponsored by a local civic organization.

Provided, further, that any person engaged or offering to engage in the business, trade or profession of fortune telling, palmistry, phrenology, clairvoyance or the prediction of future events by cards or other means and any spiritualist not ministering to a church or who is not recognized by the Marion County Ministerial Association shall pay a license fee of one thousand dollars per year in advance.

SECTION 10. The appropriation made for the Health Department is conditioned upon the filing of a monthly statement in writing with the Board of County Commissioners and the Legislative Delegation showing in detail the travel and activities of the County Health Department in the county.

The twelve hundred dollars appropriated to the Marion County Tuberculosis Association shall be expended under the joint direction of the association and the tuberculosis nurse.

SECTION 11. The item of two thousand one hundred dollars appropriated for the County Board of Education shall be expended as follows: three hundred dollars per year to be paid to each of the seven members of the board for travel and official expenses.

SECTION 12. The Auditor shall call the local Board of Assessors together before beginning their work and shall instruct them

that in all cases where a taxpayer is dead, or has removed, or is unknown to any of them, it shall be their duty to make a list of such and at the conclusion of their work to turn such list over to the Tax Collector. The Tax Collector shall be required to make a personal visit to the territory in which such taxpayer is last listed, and if after a careful investigation he is of the opinion that the person is dead or cannot be found, then same can be nulla bona by the proper authorities and he shall be required to go into this clarification of the tax list immediately after the local boards finish their work and at the end of three months make a report of such work to the County Commissioners and the Delegation and submit a copy of same to the Treasurer. He shall further be required to turn over to the Treasurer on the first of each month all money collected by his office the preceding month.

SECTION 13. The Tax Collector of Marion County shall receive one dollar and fifty cents execution fee on all taxes so collected by him. The Tax Collector upon collecting said taxes shall turn all costs and fees over to the County Treasurer and take receipts therefor, and at the end of each month thereafter, the County Treasurer is authorized and directed to pay over to the Tax Collector one dollar and fifty cents on each execution fee so collected by him.

SECTION 14. The fifteen hundred dollar item appropriated for the Board of Equalization shall be distributed in the following manner: each member of the board shall be paid five dollars per day while attending his official duties as such, plus seven cents per mile for mileage.

SECTION 15. The Sheriff of the county shall designate one or more of his deputies to have his headquarters in the Town of Mullins, and the deputy so designated shall maintain his headquarters in the town, and shall serve as constable for the magistrate in Mullins and Nichols.

SECTION 16. All gas, oil and equipment shall be purchased by competitive bid, and also all other supplies where practicable.

SECTION 17. All county officers of Marion County, if they so desire, are authorized to close their respective offices at five o'clock P. M. All county officers and employees shall be entitled to a half day holiday each week in addition to Sundays and State holidays now being observed, a schedule for such half day holidays to be arranged

by the head of each department; *provided*, however, that Deputy Sheriffs shall not be entitled to a half day holiday during the tobacco season except when the same shall be expressly authorized by the Sheriff.

SECTION 18. In order to facilitate the preparing of the County Supply Act by the Legislative Delegation, the County Treasurer shall on or before the first day of February each year, in writing, report to the Legislative Delegation the amount of county funds coming into his hands during the preceding calendar year, giving the source of said funds. He shall further report the disbursements made by him during the preceding calendar year showing the amounts disbursed on vouchers by the respective boards of the county, certificates or warrants of the Clerk of Court, and interest and principal paid on bonds.

The Superintendent of Education of Marion County shall on or before the first day of February of each year, report to the Legislative Delegation, in writing, a detailed statement of all revenues allotted for school purposes for the preceding school fiscal year and all disbursements made by him for school purposes for the preceding fiscal year. He shall also furnish to the Legislative Delegation on or before February first of each year an estimate of all anticipated revenues for the present school fiscal year, and an estimate of all disbursements for the present school fiscal year. He shall also furnish to the Legislative Delegation an estimate of all revenues to be allotted or received for school purposes for the next school fiscal year, and also an estimate of all disbursements for the next school fiscal year.

SECTION 19. In each of the respective school districts of Marion County, there are created four scholarships for those deserving boys and girls who desire to attend college and need financial assistance to do so. Each scholarship shall be of the value of two hundred dollars. The scholarships shall be awarded upon the recommendation of the County Board of Education for Marion County by and with the consent of a majority of the Legislative Delegation. The scholarships shall be awarded to the most worthy and needy students, who shall meet such requirements as the County Board may prescribe. These scholarships shall be paid from surplus funds accruing to the Department of Education. *Provided*, however, that in School Districts 3 and 4 there shall be only two scholarships in each district.

SECTION 20. All appropriations herein made and all services thereby provided shall be expended and used only and solely for public purposes as required by law and the use of any county personnel, equipment or labor for private profit and benefit is strictly forbidden. Any officer or employee violating the provisions hereof shall be discharged or removed from employment or office. All authorizations that have been granted and issued by the Marion County Legislative Delegation that have not expired by the terms, conditions and limitations thereof, shall expire and terminate on June 30, 1960.

SECTION 21. All appropriations herein made are subject to the right and authority of the Marion County Delegation to change, alter, increase, deduct therefrom, or transfer funds from one account to another, at any time without notice, when in its judgment such change, alteration, transfer, increase or deduction is necessary for the best interest of the county and to conform with revenue expected during the life of this act.

SECTION 22. The magistrates' constables hereinabove mentioned shall be appointed by their respective magistrates, and they shall be subject to removal by the same authorities at any time without the preference of charges. They shall have full rural police powers throughout the county. They shall regularly patrol their respective territories, and faithfully devote their time and effort to the preservation of peace, good order and detection of and prevention of crime therein. *Provided*, however, that the magistrates' constables shall aid and assist the Sheriff's office in investigating any and all crimes and the enforcement of law in Marion County. For that purpose they shall be subject to the call of the Sheriff of the county at all times, and, when so called, they shall work in cooperation with the Sheriff and under his direction and supervision. Any constable who fails or refuses to faithfully and officially discharge the duties in this respect, shall be deemed guilty of official misconduct and be forthwith removed from office.

SECTION 23. Notwithstanding any provision herein or any act heretofore passed to the contrary, no change, alteration, transfer, increase or deduction in this appropriation act shall be made, save and except upon the recommendation of the Legislative Delegation or a majority thereof.

SECTION 24. All acts or parts of acts inconsistent herewith are repealed.

SECTION 25. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1125, H2532)

No. 1090

An Act Relating To The Fiscal Affairs Of Marlboro County And The School Districts Thereof, To Provide A Levy Of Taxes For County Purposes For The Fiscal Year Beginning July 1, 1960, And For The Expenditure Thereof, And To Make Provisions For The Due Payment Of Existing Indebtedness Of Marlboro County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following amounts are appropriated from the general fund of Marlboro County for the purposes herein stated :

Item 1. Salaries and Personal Services:

Sheriff	\$ 4,600.00
Clerical Assistance, Sheriff, Coroner and Magistrate	2,400.00
Contingent Fund, uniform fund and radio fund	1,500.00
Deputy Sheriff (Jailor)	1,560.00
Assistant Jailor	720.00
Treasurer	1,870.00
Assistant to Treasurer	3,120.00
Clerk of Court	1,200.00
Assistant to Clerk of Court	2,520.00
2nd Assistant to Clerk of Court	2,080.00
Auditor	3,120.00
Assistant to Auditor	3,120.00
Coroner	1,500.00
Supervisor	4,500.00
Car Expenses, Supervisor	1,600.00
Clerk of County Highway Commissioners	3,120.00
Attorney—to be appointed by County Delegation	900.00

Supplement of Salary and Office Expense—	
County Service Officer	2,784.00
Clerk—Judge of Probate's Office	120.00
Law Enforcement Communications	2,600.00
Supplement of Game Wardens' Salaries	1,500.00
Part-time secretary for Soil Conservation Office	1,000.00
Assistant to County Agent	240.00

Total Item 1 \$ 47,674.00

Item 2. Law Enforcement and Administration of Justice:

County Judge	\$ 3,900.00
Magistrates:	
McColl	1,200.00
Office Rent, McColl Magistrate	200.00
Office Rent, Blenheim Magistrate	200.00
Bennetttsville	2,100.00
Clio	660.00
Brightsville	480.00
Blenheim	600.00
Wallace	480.00
Brownsville	480.00

Provided, it shall be the duty of the Board of Commissioners to audit the Magistrates' books monthly and see that all fines have been turned over to treasurer before pay warrants are drawn.

Bailiffs, Witnesses, Court Attaches to be paid four dollars per day; Jurors and Grand Jurors eight dollars per day and mileage	6,000.00
Salaries for Rural Policeman and Deputy Sheriffs	19,940.00
Dieting prisoners	6,000.00
Medical expense for jail	225.00

Total Item 2 \$ 42,465.00

Item 3. Roads, Bridges, Maintenance and Convicts:

Roads, bridges, tiling, trucks, machinery, maintenance and convicts	48,000.00
Servicing law enforcement vehicles	4,800.00

Total Item 3 \$ 52,800.00

Item 4. Public Health, Charities and Social Welfare:

Sanitary Officers	\$ 600.00
Health Department	13,350.00
Post Mortems, Inquests and Lunacy	1,200.00
Marlboro County General Hospital to supplement charity aid from Duke Foundation	17,500.00
Marlboro Tuberculosis Association	1,250.00
Library Association	8,020.00
Home and Recreational Center for Aged Negroes of Marlboro County	750.00
Marlboro County U.D.C.	15.00
Battery A 296th Field Artillery	1,000.00
201st Medical Battalion	1,000.00
Mileage for Child Welfare Work	960.00
Salary, Director, Public Welfare	600.00
Public Welfare Department	5,840.00
Telephone expenses for Welfare Department ..	600.00

Total Item 4\$ 52,685.00

Item 5. Courthouse, Public Buildings, Insurance and Office Supplies:

Janitor, Courthouse	\$ 2,860.00
Workmen's Compensation Premium	600.00
Social Security	3,500.00
Water, lights, fuel, repairs and insurance	18,000.00
Printing, Postage and Stationery	8,500.00
Audit of County Books	2,000.00
For retirement of County Officers, if so much be necessary	4,000.00

Total Item 5\$ 39,460.00

Item 6. Miscellaneous Contingent:

Bonds, County Officers	\$ 1,500.00
Demonstration Supplies for Home Agents	125.00
Boys' 4-H Clubs	75.00
Girls' 4-H Clubs	75.00
Negro Boys' 4-H Clubs	75.00
Negro Girls' 4-H Clubs	75.00
County Agent	600.00

Assistant County Agent	300.00
Salaries of Prison Camp Preachers	480.00
Marlboro County Cancer Unit Fund	300.00
<hr/>	
Total Item 6	\$ 3,605.00
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Grand Total of All Expenditures	\$238,689.00

All funds by this act provided for the Department of Public Welfare in Marlboro County shall be deposited in a bank to the credit of the Department of Public Welfare and disbursed by check signed by the county directors and countersigned by a member of the Board of Public Welfare, to be by the board designated. *Provided*, that the director's salary shall be paid by the county commissioner as is customary in claims against the county.

SECTION 2. The Board of County Highway Commissioners and all other officers of Marlboro County are requested and directed to be economical in the expenditure of all public funds, and to keep the expense below the appropriations when practicable and consistent with public requirements, and no unused appropriated fund shall be carried forward for the particular use in the succeeding year but shall be transferred to the contingent fund provided for in this section. In no case shall the expenditure exceed the appropriation for any purpose; *provided*, that out of the surplus contingent fund is to be paid all necessary expenses for which no specific appropriation was made herein, and for unavoidable expenses in excess of the appropriations for any purpose. All officers, agents and employees of Marlboro County shall contract no debt for any purpose, or expend any sums in excess of the appropriations in this act providing for such specific purpose, and for all violations thereof they, and their bondsmen, shall be jointly and severally liable. Any officer, agent, or employee shall be personally liable for any such debt contracted.

SECTION 3. The operation and management of the machine heretofore purchased by Marlboro County for the writing of the auditor's and treasurer's tax books and receipts shall be the responsibility and obligation of the Auditor of Marlboro County.

SECTION 4. The sheriff of the county shall have the right whenever he considers such necessary, to call in the county attorney to prosecute before any magistrate in any and all cases; the fee of the

county attorney to be approved, and paid, by the county commissioners. The sheriff of the county shall also have the right to call in an attorney to prosecute cases in magistrates' courts for driving under the influence of whiskey.

SECTION 5. The sheriff of the county is hereby directed to so regulate the movement and activities of the rural policemen that all sections of the county shall enjoy the protection of the law without favor and without neglect.

The protection of all school property is hereby made a special mission of the sheriff and his force. He is particularly directed to so regulate the enforcement of the law as to protect school property from injury, theft and destruction; and to enforce the law against plowing in the roads. The contingent fund and uniform appropriation of one thousand five hundred dollars, hereinabove made, shall be expended by the Sheriff of Marlboro County for the enforcement of law and purchase of uniforms for county officers.

SECTION 6. The County Board of Highway Commissioners of Marlboro County is hereby declared to be the sole financial and purchasing agent of Marlboro County, and when any officer or board of the county desires new equipment or supplies, or replacement, or extraordinary service in connection with his or their office, or desires that any expenditure be made, or expense be incurred in regard to his or their office, whether specifically appropriated in this act or not, or desires to make any purchase or incur any expense, he shall file his request for same, in writing, with the county board of highway commissioners, who shall make such purchase in accordance with provisions herein made. No office or board shall have any authority to make contracts of purchase or incur other obligations in the name of the county except as authorized by law, and no contracts made except as herein provided, shall be valid to bind the county.

SECTION 7. The appropriation of fourteen thousand five hundred dollars for the treatment in the Marlboro County General Hospital of deserving charity patients, whose condition demands hospital treatment, is made subject to the following conditions: That no deserving charity patient as above described shall be turned away as long as there are facilities and room in the hospital; that there shall be no charge for professional services to such patient, and no charge whatsoever except the daily expense of sixteen dollars and

fifty-eight cents per patient. *Provided*, that the funds shall be available for use of the Marlboro County General Hospital only upon itemized statements of the actual days spent in the hospital by charity patients, signed by each patient individually and certified by the hospital management, said statement being presented to the board of county commissioners at their regular monthly meetings. The Duke Foundation payment for charity work of one dollar per day is to be deducted from the amount of sixteen dollars and fifty-eight cents, leaving fifteen dollars and fifty-eight cents per charity patient to be paid by the county. These conditions and provisions are to be interpreted and enforced as meaning that when the Duke Endowment gives one dollar for charity work, the county will give fifteen dollars and fifty-eight cents, not to exceed in total amount the sum of fourteen thousand five hundred dollars for the year 1960-1961. County funds shall be available only to match in this way funds coming from the Duke Foundation for charity beds, and shall be paid only in cases approved as charity cases by the Duke Foundation. The board of county commissioners is authorized and directed to prepare and have printed for use by the patient and hospital management, forms and blanks for making the above-mentioned certified statements. *Provided*, further, that the charity patients herein referred to must be citizens of Marlboro County.

SECTION 8. The sheriff shall be allowed one dollar and twenty five cents per day per prisoner for feeding prisoners, but no payment beyond the total sum of six thousand dollars is to be made.

SECTION 9. The janitor of the courthouse shall be hired by the supervisor.

SECTION 10. The county commissioners shall receive as pay for their services the sum of ten dollars for each day actually engaged on official duty and mileage at the rate of seven cents per mile actually traveled. All are to be paid from the contingent fund.

SECTION 11. The sheriff's stenographer shall also be available and provide such services as may be necessary for the Magistrates and the Coroner of Marlboro County. The coroner is authorized and directed to have the stenographer take down stenographically all testimony at inquests held in the county; and at such inquests the coroner shall swear and examine every eyewitness. The stenographer shall make an original and one copy of the testimony taken at such

inquest, and he or she shall sign and deliver the original to the coroner, and one copy to the solicitor.

SECTION 12. The sheriff is authorized to sell all materials, supplies or other property seized or confiscated by him or his officers, where not prohibited by law, and the proceeds shall be turned over to the sheriff's contingent fund to be used for ordinary purposes of his office.

SECTION 13. The board of commissioners shall publish once each month in some newspaper published in Marlboro County an itemized statement of all expenditures of county funds, contract for publishing the same to be let to the newspaper making the lowest bid.

SECTION 14. The county supervisor shall be the executive head of the county board of highway commissioners; but each member of the board of county highway commissioners shall have equal authority and the board shall at each monthly meeting provide for and set out generally the work to be done the following month on the county road system.

SECTION 15. The county commissioners are hereby authorized and empowered to borrow money for county purposes in anticipation of collection of taxes and to pledge said taxes when collected as well as the full faith and credit of Marlboro County for its repayment, upon the written approval of the Legislative Delegation. No amount shall be borrowed in excess of anticipated taxes.

SECTION 16. The funds appropriated and set aside in this act shall be used only for the purposes set forth herein. In the event funds are used for items for which they were not appropriated, all officers, agents or employees who take part in or have anything whatsoever to do with the transfer or use of said funds shall be deemed guilty of malfeasance in office and subject to removal at once by the Governor of the State of South Carolina, or by the proper officials of Marlboro County. Monies may be transferred from any account, item, or county fund to any other account, item or county fund upon the written direction and approval of the Legislative Delegation.

SECTION 17. The Board of Commissioners of Marlboro County shall have no authority to make donations for any purpose.

SECTION 18. At least fifteen hundred dollars of the eight thousand twenty dollars appropriated to Library Association in Item 5 hereof,

shall only be used by such association for necessary expense in operating a circulating library over the county.

SECTION 19. In order to raise the funds herein appropriated or authorized to be spent, not provided otherwise by law, the county auditor is authorized and directed to levy ten mills upon all taxable property in Marlboro County.

SECTION 20. Any unexpended funds now in, or hereinafter due to, the Courthouse Fund shall be transferred by the Treasurer of Marlboro County to the County General Fund.

SECTION 21. Funds of the Marlboro County Hospital and Health Center Fund may be used only upon the written authorization of the Legislative Delegation from Marlboro County. All or any part of such fund may be so transferred to appropriations for Marlboro County Hospital, or for other uses of the hospital, as herein provided or otherwise.

SECTION 22. Repairs and service to sheriff's radios and radio equipment shall be paid out of the sheriff's contingent fund.

SECTION 23. All funds herein provided for Marlboro County Health Department may be used only upon written authorization of the Legislative Delegation from Marlboro County.

SECTION 24. The appropriation herein made for Salaries for Rural Policemen and Deputy Sheriffs shall be allocated by and in the discretion of the Sheriff of Marlboro County among the deputy sheriffs and rural policemen.

SECTION 25. All acts or parts of acts inconsistent herewith are repealed.

SECTION 26. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Authorize The Board Of Commissioners Of Newberry County To Issue General Obligation Bonds Of The County Not To Exceed Seven Hundred Thousand Dollars For The Pur-

pose Of Raising Moneys To Be Used In The Construction And Improvement Of County Roads; To Provide That Such Roads Shall Be Constructed By The State Highway Department Pursuant To A Contract Of Reimbursement To Be Made Between The County Board And The State Highway Department; To Prescribe The Conditions Under Which Such Bonds Are To Be Issued And The Reimbursement Contract May Be Made; And To Provide For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that by Section 7, Part II, of Act No. 855 of the Acts of 1958, as amended by Act No. 312 of the Acts of 1959, provision was made for the continuance of the so-called Farm-to-Market or State Secondary Highway program for the period to end June 30, 1972, and that it was therein provided the method by which funds available for such purpose should be apportioned among the counties of the State.

Pursuant to such program, funds were made available for Farm-to-Market Roads in Newberry County for the fiscal year ending June 30, 1959, in the amount of \$....., and it is to be reasonably anticipated that during each fiscal year throughout the period to end June 30, 1972, further substantial apportionments will be made.

In Newberry County it has been determined that an immediate need exists for further Farm-to-Market Roads, and that the County Board of Commissioners of Newberry County (hereinafter called the "County Board") should be empowered to raise not exceeding seven hundred thousand dollars and to make such sum available to the State Highway Department which, in turn, should apply the same to the construction of the most needed county roads in Newberry County, which have been transferred to and thus become a part of the State's Secondary Highway System (Farm-to-Market Roads).

SECTION 2. Newberry County may issue bonds for road improvements.—If a suitable agreement can be reached between the County Board and the State Highway Department providing that the State Highway Department shall construct Farm-to-Market Roads in Newberry County to an extent mutually agreed upon and divert moneys which would otherwise be expended in future years for

Farm-to-Market Roads in Newberry County, to the extent needed to the payment of the principal of the bonds herein authorized, the County Board is authorized to issue general obligation bonds of Newberry County to the extent of not exceeding seven hundred thousand dollars.

SECTION 3. Issuance—further.—The bonds authorized by this act will be issued as a single issue or as two separate issues.

SECTION 4. Maturity.—All bonds issued pursuant to this act shall mature in such annual series or instalments as the County Board shall provide, except that the first maturing bonds of any issue shall mature not more than two years from the date which they shall be issued; not less than three per cent of any issue shall mature in any year; and no bond shall mature later than eleven years from the date which it shall be issued.

SECTION 5. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the County Board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 6. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Newberry County, upon such conditions as the County Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 7. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the County Board shall provide.

SECTION 8. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the County Board.

SECTION 9. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the County Board shall by resolution prescribe.

SECTION 10. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 11. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Newberry County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Newberry County, and collected by the Treasurer of Newberry County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Newberry County, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor; *provided*, that the ad valorem tax levy shall be reduced to the extent that there has been deposited with the county treasurer moneys derived from the apportionment herein authorized, on the occasion in each year when the ad valorem tax levy is to be made, and in all instances where an annual tax levy is so reduced, the moneys derived from such apportionment shall be applied to the payment of such principal and to no other purpose.

SECTION 12. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 13. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Newberry County, and shall be deposited in a bond account fund and shall be expended and made use of by the County Board as follows:

(a) Any accrued interest shall be applied to the payment of the first instalment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first instalment of principal of such bonds.

(c) The remaining proceeds shall be first applied to the expenses incident to the issuance of the bonds, and so much as remains thereafter shall be turned over to the State Highway Department and applied by it on Farm-to-Market Roads in Newberry County.

SECTION 14. Highway Department may reimburse Newberry County.—The State Highway Department is hereby authorized to reimburse Newberry County for all moneys turned over to the Highway Department by Newberry County pursuant to Section 13 (c) of this act. This reimbursement shall be made in annual instalments (in amounts not exceeding the annual debt service on the bonds to be issued by Newberry County) out of the apportionment of funds accruing to Newberry County under the State Highway Department's Farm-to-Market Construction Program and by reason of the statute, if so much thereof shall accrue to Newberry County. The State Highway Department shall not be obligated to the repayment to Newberry County for any instalment, unless sufficient amounts for such instalments shall accrue to Newberry County under the State Farm-to-Market Construction Program. The State Highway Department shall not be required to pay any interest to Newberry County for funds turned over to the department pursuant to the provisions of this act. If, during any year hereafter, the apportionment to which Newberry County is entitled exceeds the sum required to meet the annual instalment of principal or interest of the bonds in that year, then such excess shall be applied by the State Highway Department as if no reimbursement agreement had been entered into.

SECTION 15. Powers of board.—The powers and authorizations hereby conferred upon the County Board shall be in addition to all other powers and authorizations previously vested in the County Board.

SECTION 16. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

A Joint Resolution Proposing An Amendment To Article I, Section 17, Of The Constitution Of South Carolina, 1895, Relating To Criminal Punishment, Double Jeopardy And The Taking Of

Private Property, So As To Authorize The General Assembly To Provide By Law That Incorporated Municipalities Or Housing Or Redevelopment Authorities In Newberry County May Undertake And Carry Out Slum Clearance And Redevelopment Work And To Provide For The Use Of The Power Of Eminent Domain By The Incorporated Municipalities Or Housing Authorities In Newberry County For Such Purposes.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Amendment to Article I, Section 17, State Constitution proposed—slum clearance and redevelopment in Newberry County.—It is proposed that Section 17 of Article I of the Constitution of South Carolina, 1895, be amended by adding at the end thereof the following: "*Provided*, the General Assembly may provide by law that any incorporated municipality in Newberry County, or any housing or redevelopment authority now or hereafter established to function in Newberry County may undertake and carry out slum clearance and redevelopment work in areas which are predominantly slum or blighted, the preparation of such areas for re-use, and the sale or other disposition of such areas to private enterprise for private uses or to public bodies for public uses, and to that end the General Assembly may delegate to such incorporated municipalities in Newberry County or to such authorities, the right to exercise the power of eminent domain as to any property essential to the plan of slum clearance and redevelopment. *Provided*, however, that the power of eminent domain conferred hereunder shall not extend to such property of any public utility as the utility could have acquired under its power of eminent domain."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 17 of Article I of the Constitution of South Carolina, 1895, be amended so as to permit the use of the power of eminent domain by incorporated municipalities or housing or redevelopment authorities in Newberry County for the purpose of slum clearance and redevelopment work in areas in Newberry County which are predominantly slum or blighted, in order to acquire and clear such areas, to prepare the same for reuse and for sale or other disposition to private enterprise for private purposes or to public bodies for public purposes?"

In favor of the amendment ☐Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(R1019, H2468)

No. 1093

An Act To Provide For The Levy Of Taxes For Newberry County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide For The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following amounts are hereby appropriated for the following purposes for the County of Newberry, for the fiscal year beginning July 1, 1960, and the salaries of officers and employees are fixed as hereinafter stated :

Item 1. For salaries of County Officers to be disbursed as follows :

Clerk of Court of Common Pleas and General Sessions and Register of Mesne Conveyance \$	5,082.00
Assistant	4,356.00
Clerical Help for Clerk of Court	2,541.00
Sheriff	5,445.00
Delinquent Tax Collector	4,356.00
Deputy Help for Tax Collector to be expended on authorization of Tax Collector	2,541.00
Jailor	3,156.12
Assistant Jailor	363.00
Senior Deputy Sheriff	4,443.12
Three Deputy Sheriffs	12,066.12
County Attorney	972.84
County Treasurer	2,613.60
Clerical Help for Treasurer	2,541.00
County Auditor	2,613.60
Clerical Help for Auditor	2,541.00

Joint Clerical Help for Auditor and Treasurer..	2,541.00
Probate Judge	5,082.00
Clerical Help for Probate Judge	2,541.00
County Physician	1,089.00

Provided, that he treats all jail patients, chain gang patients and county home patients.

Coroner	1,364.88
County Supervisor	5,082.00
Two Commissioners @ \$1,452.00 each	2,904.00
Clerk of County Board	4,356.00
Clerical Help for Board of Commissioners	907.50
Assistant County Agent	780.00
County Agent	900.00

Provided, Clemson College Extension Service reimburses the Assistant County Agent of Newberry County to the amount of four hundred eighty dollars.

Magistrates as follows:

District No. 1, Whitmire	1,650.00
District No. 2, Newberry	3,960.00
District No. 3, Prosperity	1,320.00
District No. 4, Pomaria	880.00
District No. 5, Chappells	880.00
District No. 6, Little Mountain	880.00

Constables:

District No: 1	2,904.00
District No. 2	2,904.00
District No. 3	987.36
District No. 4	755.04
District No. 5	1,219.68
District No. 6	711.48
Hostess for Community Hall	1,200.00
Keeper, Ladies Rest Room	1,089.00
Keeper, Colored Rest Room	924.00
Newberry County Board of Registration	660.00

Provided, that the Sheriff be allowed the fees for dieting Federal and County prisoners according to the dieting fees allowed by Federal and State authorities; and *provided*, further, that the Treasurer is hereby authorized to pay all

exchange charges by the banks on checks given in payment of taxes. *Provided*, further, that all monies received by the Treasurer from the State for the County Service Officer shall be paid to the Newberry County Service Officer as salary in twelve equal monthly installments.

Total, Item 1	\$106,103.34
Item 2. Supervisor's Office:	
(a) For current expenses of the County Home and for the paupers and pensioners, for providing a practical nurse for the County Home, and for making needed repairs and additions to the County Home property, if so much be necessary	10,000.00
Salaries, increase	378.00
(b) Chain gang Maintenance	24,000.00
Salaries, increase	1,845.00
(c) For repairs on public buildings, contingent expenses and supplies:	
(1) Telephone Service	3,700.00
(2) Water and Lights	2,900.00
(3) Fuel	3,800.00
(4) Insurance	2,400.00
(5) Repairs	4,000.00
(6) Janitor Supplies	1,000.00
(d) For Road Maintenance	94,000.00
Salaries, increase	4,750.00
(e) For purchase of Truck, Repair of Equipment and Machinery, and Cement Pipe	6,000.00
(f) Miscellaneous Contingent Fund	10,000.00
<i>Provided</i> , \$5,000.00 of the above sum shall be spent upon the approval of the Legislative Delegation and \$5,000.00 shall be spent upon the approval of the County Board of Commissioners.	
Total, Item 2	\$168,773.00
Item 3. For books, stationery, postage, printing and re-binding books and records in the County Court-house, if so much be necessary	6,500.00
Total, Item 3	\$ 6,500.00

Item 4. Miscellaneous and Contingent Expenses to be applied as follows:

Uniforms for four Deputy Sheriffs	\$ 600.00
For premium on bonds of county officers, if so much be necessary	850.00
Travel, County Auditor	300.00
Welfare Worker, Travel Expense at seven cents per mile, if so much be necessary	480.00
Stenographer, Home Demonstration Agent's Office	726.00
Stenographer, County Agent's Office	360.00
Postage, Office Incidentals and Demonstration Material for:	
Home Demonstration Agent	150.00
County Agent	100.00
Boys' 4-H Club Work	75.00
Negro Boys' 4-H Club Work	75.00
Girls' 4-H Club Work	75.00
Negro Girls' 4-H Club Work	75.00
For Negro Home Demonstration Agent	864.00
Expenses, Negro Home Demonstration Agent	100.00
Clerical Help for Negro Home Demonstration Agent	1,200.00
Rent for colored Home Demonstration Agent and County Agent	200.00
Expenses, Negro County Agent	50.00
For printing in County newspaper, itemized quarterly reports of expenditures by the County Board of Commissioners	660.00
For Regional Library	7,800.00
Fuel, Whitmire Public Library	335.00
To S. C. Industrial Commission, Workmen's Compensation Act	3,000.00
To S. C. Retirement Fund and Insurance	6,200.00
Social Security	5,000.00
Emergency Relief	1,700.00
Newberry County Girl Scouts	75.00
Newberry County Boy Scouts	75.00
To County Treasurer for handling Documentary Stamps	300.00

	For County Audit	1,500.00
	County Health Work	6,354.20
	For County Artificial Breeding Association ...	1,000.00
	For the purpose of a new automobile and radio for Sheriff's office, if so much be necessary	2,000.00
	Expenses of Service Officer	500.00
	Travel for Coroner	75.00
	Members, County Board of Public Welfare at one hundred twenty-one dollars each	363.00
	For maintenance of car radios for Sheriff's of- fice at thirty dollars and ninety cents per month	370.80
	Total, Item 4	\$ 43,588.00
Item 5.	Board of Equalization and Board of Assessors. .	\$ 2,000.00
	Total, Item 5	\$ 2,000.00
Item 6.	For expenses of Court of Common Pleas and General Sessions, if so much be necessary	\$ 5,000.00
	Total, Item 6	\$ 5,000.00
Item 7.	For dieting prisoners @ eighty-five cents per day, if so much be necessary	\$ 5,500.00
	Total, Item 7	\$ 5,500.00
Item 8.	Post Mortems and Lunacy and Coroner's In- quests, if so much be necessary	\$ 900.00
	Total, Item 8	\$ 900.00
Item 9.	Company Maintenance Funds, National Guard Co. K, 218th Infantry, Whitmire	\$ 600.00
	Custodian, Newberry National Guard Armory	1,200.00
	Total, Item 9	\$ 1,800.00
Item 10.	Official Expense for Deputy Sheriffs to be paid in monthly installments of fifteen dollars each. .	\$ 720.00
	Finger printing expense for Sheriff's office	300.00
	Total, Item 10	\$ 1,020.00
	GRAND TOTAL	\$341,184.34

SECTION 2. All salaries herein provided shall be for the fiscal year 1960-1961 and shall be paid monthly.

SECTION 3. All revenue and income accruing to the County of Newberry in 1960-1961 from other sources than from the taxes herein provided shall be used for meeting the appropriation herein made.

SECTION 4. The county auditor is hereby authorized, empowered, directed and required to levy upon all of the taxable property in the County of Newberry for the year beginning July 1, 1960, after taking into consideration funds accruing to the county from the State and all other sources, a sufficient tax levy to raise a sufficient sum of money to pay interest on the county indebtedness and all appropriations made herein inclusively.

SECTION 5. A special levy of one mill for the year beginning July 1, 1960, is hereby levied and directed to be collected on all real and personal property of Newberry County returned for taxation, for the exclusive purpose of creating a fund for the Newberry County Hospital.

SECTION 6. The Newberry County Legislative Delegation is hereby vested with full power and authority to order an audit during the year 1960-1961 of any and all departments, offices and officers of Newberry County.

SECTION 7. The penalty of three per cent on delinquent taxes shall go to Newberry County, *provided*, however, that the delinquent tax collector of Newberry County and his authorized agents and deputies shall be entitled to the mileage actually traveled and allowed by law for one trip only to each delinquent.

SECTION 8. The Treasurer of Newberry County is hereby authorized and empowered to borrow such money as is necessary to meet the ordinary expenses of Newberry County.

SECTION 9. All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R768, H2340)

No. 1094

An Act To Provide For Presenting The Question To The People Of Oconee County As To Whether The Superintendent Of Education Of The County Shall Be Elected By The Qualified Electors Or Continue To Be Appointed By The Board Of Trustees.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Oconee County—referendum concerning manner of selecting Superintendent of Education.—There shall be presented to the qualified electors of Oconee County at the next primary to be held on the second Tuesday in June of 1960 the question of whether the Superintendent of Education of the county shall be elected by the qualified electors or continue to be appointed by the board of trustees.

SECTION 2. Ballots.—There shall be furnished to each voting place of the county a sufficient number of ballots which shall be delivered to the various boxes in sufficient time for use in the primary and such ballots shall be substantially in the following form :

“QUESTION NO. 1

Shall the Superintendent of Education of Oconee County be elected by the qualified electors of the county?

YES

NO

QUESTION NO. 2

Shall the Superintendent of Education of Oconee County continue to be appointed by the board of trustees of the county?

YES

NO”

The commissioners of election of the county shall be responsible for printing the ballots provided for in this act and delivering them to the various voting places. The expenses of printing the ballots and other expenses incident to delivery shall be paid from the general fund of the county.

SECTION 3. Results.—The ballots shall be counted, canvassed and the results announced in the same manner as other ballots of the primary.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R797, S624)

No. 1095

An Act To Direct The State Highway Department To Remove From The State Highway System And To Close A Certain Portion Of State Highway 78 In Oconee County.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Portion of State Highway 78 in Oconee County to be removed from system.—The State Highway Department is hereby directed to remove from the State highway system the following portion of State Highway 78 in Oconee County described as follows:

Beginning at a point on U. S. Highway 76 and 123 about one mile east of the City of Westminster in Oconee County and extending in a southerly direction to State Highway 70 for an approximate distance of one-half mile.

SECTION 2. To be closed.—That portion of State Highway 78 described in Section 1 is hereby abandoned and closed for public use.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R1129, H2610)

No. 1096

An Act To Create East Seneca Water District In Oconee County, If Voted On Favorably As Herein Provided; To Define Its Area; To Establish A Governing Commission Therefor; To

Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For The Borrowings By The District, Including The Issuance Of Not Exceeding Two Hundred Fifty Thousand Dollars Of General Obligation Bonds Of The District; To Prescribe The Terms And Conditions Under Which Moneys May Be Borrowed By The District; And To Make Provision For Their Payment.

Whereas, the General Assembly, after due investigation, has found that the area in Oconee County described below has become populated to an extent that makes it necessary and desirable, for the general health and welfare of the inhabitants thereof, to be served by a publicly-operated water system; and

Whereas, as a consequence of its findings, the General Assembly has determined to constitute the area as a special purpose district, to provide a governing body for the district, and to empower the governing body as hereinafter provided for in this act. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. East Seneca Water District established in Oconee County—area.—There is hereby created and established in Oconee County a district to be known as "East Seneca Water District," which district shall be a public corporation of perpetual succession, and shall have the functions prescribed by this act and any subsequent act, amendatory hereof. The district shall include and be comprised of that area of Oconee County beginning at the Seneca town limit and proceeding in a northeasterly direction running parallel to old U. S. Route No. 76 and No. 123 to the northeast corner of the Royal Acres Subdivision and proceeding in a due southerly direction for a distance of one-half mile from the center line of the new U. S. Route No. 76 and No. 123 and then proceeding in a westerly direction parallel to new U. S. Route No. 76 and No. 123 approximately one-half mile from the center line of the new U. S. Route No. 76 and No. 123 to the Seneca City limits, and thence proceeding in a due northerly direction following the Seneca City line to the point of beginning; being set forth on a plat thereof made by Beeson Engineering Company, Liberty, South Carolina, in March 1960, bearing legend: "Map of Proposed East Seneca Water District, Oconee County, South Carolina." Copies of this plat are intended to be filed in the offices of the County Auditor, the County Treasurer and the Clerk of Court for Oconee County. Copies shall be filed as

soon following the organization of the commission as is practicable, and prior to the issuance of any bonds pursuant to the authorizations of this act.

SECTION 2. To be managed by a commission—members—terms—vacancies.—Such district shall be operated, managed and governed by a commission to be known as “East Seneca Water District Commission.” The commission shall consist of three resident electors of the district who shall be appointed by the Governor upon the recommendation of a majority of the Legislative Delegation of Oconee County, including the Senator. The original appointments shall be for a term of two years for one appointee, for four years for the second appointee, and for six years for the third appointee, and in all cases those persons holding office shall continue to hold office until their successors have been appointed and qualify. All of the terms shall begin on September 1, 1960, if the referendum herein provided is favorable. Upon the termination of the term of office of any commissioner, a successor shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation of Oconee County, including the Senator, for terms of six years. Any vacancy occurring in the office of commissioner by reason of death, resignation or otherwise shall be filled for the remainder of the unexpired term by appointment by the Governor, upon the recommendation of a majority of the Legislative Delegation of Oconee County, including the Senator.

SECTION 3. Powers and duties.—There is committed to the district the functions of constructing, acquiring, operating, maintaining, improving and extending a water system within the district. To that end the commission shall be empowered, as provided below, to:

1. Have perpetual succession.
2. Sue and be sued.
3. Adopt, use and alter a corporate seal.
4. Make bylaws for the management and regulations of its affairs, and to define a quorum for its meetings.
5. Deposit moneys derived from revenue-producing facilities, and to withdraw the same for the purpose of operating and maintaining such facilities.
6. Prescribe regulations permitting persons who shall be residents of the district to make use of any water system which the district shall place in operation, and to enable the commission to fully

discharge the duties placed upon it and to protect all property acquired by it. Such regulations shall, however, become effective only after they have been adopted by resolution of the commission, and a certified copy thereof has been recorded in the office of the Clerk of Court for Oconee County, and additional copies have been posted in the Courthouse for Oconee County and in at least two public places in the district, and notice of the adoption of such regulations published in, and at least once for three successive weeks, a newspaper published in and having general circulation in Oconee County. Such notice shall specify, in brief, the scope of the regulations and shall state the date on which the same shall become effective. Prior to the adoption of the aforesaid resolution, the commission shall give public notice of the meeting which is to be held to consider their adoption, and such notice shall appear in a newspaper published in and having general circulation in Oconee County not less than seven days prior to the occasion fixed for the holding of such meeting. The provisions of this paragraph, prescribing conditions upon the effectiveness of regulations adopted to require compulsory use of water facilities, shall not be deemed to impose conditions upon the making or adoption of any other type of regulation authorized by this act.

7. Acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.
8. Build, acquire, construct, operate and maintain water lines and water mains throughout the district and all apparatus necessary for the proper functioning of the same, and from time to time enlarge and extend the same.
9. Purchase, or otherwise acquire, a supply of water for its water system and to that end build, acquire, construct, maintain and operate water tanks, reservoirs, pumps and such other apparatus as may be necessary to obtain and distribute water, and to enter into contracts for the purchase of water at wholesale.
10. Distribute and sell water on such terms and rates as it shall from time to time approve. To that end the commission shall be empowered to place into effect and to revise, whenever it so wishes or may be so required, a schedule of rates and charges for water furnished by its water distribution system.

11. Make use of county and State highway rights-of-way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve.
12. Exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952, or by the following of the procedure for the exercise of eminent domain prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, as such statutes are now constituted or as they may afterwards be constituted following any amendments thereto.
13. Appoint officers, agents, employees and servants, prescribe the duties of such, fix their compensation, and determine if and to what extent they shall be bonded for the faithful performance of their duties.
14. Make contracts for construction, engineering and other services, with or without competitive bidding.
15. Issue, under the conditions prescribed by paragraph 17 of this section, *infra*, general obligation bonds of the district in the amount of not exceeding two hundred fifty thousand dollars.
16. In addition to the powers given by paragraph 15 of this section, *supra*, the commission may, on behalf of the district, borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness, payable solely from all or any part of the revenues derived from the operation of any revenue-producing facility. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of its water system, or such sum as may be needed to pay the cost of any extension, addition and improvement to the water system. If the method of financing authorized by this paragraph be availed of, then, under such circumstances, neither the faith and credit of the State of South Carolina, nor of Oconee County, nor of the district, shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the commission nor any person signing the obligations shall be personally liable thereon. To the end that a convenient procedure for borrowing money pursuant to this para-

graph may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Article 9, Chapter 3, Title 59, and by Chapter 5, Title 59, Code of Laws of South Carolina, 1952, as now or hereafter constituted, it being the intent of this provision that further amendment and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the powers conferred upon the district by such Code provisions, the district may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such Code provisions. Specifically, and notwithstanding contrary provisions in any of such Code provisions, if contrary provisions there be, the district may:

(a) Provide that such bonds, notes or other evidences of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of any revenue-producing facility as such net revenues may be defined by the commission.

(b) Covenant and agree that upon its being adjudged in default as to the payment of the installment of principal or interest upon any obligation issued by it or in default as to the performance of any covenant or undertaking made by it, in such event, the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(c) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operating of the revenue-producing facility, whose revenues are pledged for the payment of such obligations, in accordance with and in the order of priority prescribed by the resolutions adopted by the commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness.

(d) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve.

(e) Make such provisions for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the commission shall approve.

(f) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in a fixed amount.

(g) Covenant and agree that no free service will be furnished to any person, firm, corporation, municipal corporation or any subdivision or division of the State.

(h) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(i) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequences may be waived.

17. The commission, on behalf of the district, shall be empowered to issue not exceeding two hundred fifty thousand dollars of general obligation bonds of the district, whose proceeds shall be used to defray the costs of constructing and establishing a water system in the district. For the purpose of this section, the term "construct and establish" shall embrace the cost of direct construction, the cost of all land, property, rights, easements and franchises acquired, which are deemed necessary for such water system, the cost of all machinery and equipment needed therefor, payments to contractors, laborers or others for work done or material furnished, financing charges, interest prior to and during construction and for six months after completion of construction, cost of engineering services, legal services, legal expenses, plans, specifications, surveys, administrative expenses and such other expenses as may be necessary or incident to the construction of the water system, and the placing of the same in operation. General obligation bonds shall be issued only in the event the election required by paragraph 18 shall result favorably. All or any general obligation bonds issued pursuant to this paragraph may be additionally secured by a pledge of the net revenues to be derived from the operation of any revenue-producing facility operated and maintained by the district. The words "net revenues" as used in this paragraph shall mean that sum remaining from the aggregate of all moneys realized by the district from rates and charges imposed and collected after paying the cost of operation and maintenance of the facility, whose revenues shall be

pledged. If, pursuant to this paragraph, general obligation bonds are issued:

(a) They shall be issued as a single issue or, from time to time, as several separate issues. They shall bear such date or dates as the commission shall determine and the bonds of any issue shall mature in such equal or unequal annual installments as may be determined by the commission. They shall be made payable at such place or places as the commission shall prescribe and shall bear interest at such rate or rates, payable in such manner as the commission may determine. The bonds may be registered with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Oconee County and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the commission may prescribe. Any bond issued pursuant to this paragraph may be made subject to redemption prior to its stated maturity on such terms and conditions, and with such redemption premium, as the commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries at public sale and, at least ten days prior to any sale, notice announcing the intention to receive bids for the sale of such bonds shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale, the commission shall reserve the right to reject any and all bids, and if all bids shall be rejected, the commission may negotiate privately for the disposition of such bonds.

(c) Such bonds shall be executed in the name of East Seneca Water District by the Chairman of East Seneca Water District Commission and by the Treasurer of Oconee County, under the seal of the district. The coupons attached to such bonds may be authenticated by the facsimile signatures of the Chairman and the Treasurer of Oconee County who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid, notwithstanding any changes in officers occurring after such execution or authentication.

(d) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts and Joint Resolutions of South Carolina, 1952.

(e) There shall be irrevocably pledged for the payment of the bonds and interest, as the same mature, the full faith, credit and resources of the district and the Auditor and Treasurer of Oconee County, respectively, are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at their respective maturities. The bonds may be additionally secured by a pledge of the net revenues which the district may derive from the operation of any revenue-producing facility. In such event such net revenues as shall be available shall be delivered to the Treasurer of Oconee County prior to the occasion when the auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid actually in the hands of the Treasurer of Oconee County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subparagraph (e) of this paragraph need not, in the discretion of the commission, be exclusive and the commission may reserve the right to issue further bonds, payable in whole or in part, from such net revenues, on a parity with the bonds authorized by this paragraph, under such conditions as the commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Oconee County in a separate and special fund and shall be expended upon the warrants or orders of the commission for the purposes specified herein, and no others, except that any premium received shall be deposited with the Treasurer of Oconee County and by him applied to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Oconee County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds, nor any subsequent holders thereof, shall be responsible for the proper application of the proceeds of sale.

18. Make provision for the holding of a special election in the district, on a date to be fixed by the commission, at which time there shall be submitted to the qualified electors of the district the question of issuing bonds of the district for the purposes authorized by paragraph 17, supra, of this act. The election shall be conducted by the Commissioners of Election for Oconee County who shall give notice thereof by publication once each week for three successive weeks prior thereto, in one or more newspapers with general circulation in the district, stating the question to be submitted at the election, and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted in each of the several precincts of the district as the same are now established by law, and at the regular voting place therein, if such be within the district; otherwise, the commissioners of election shall designate a suitable voting place within such precinct. The question submitted shall show on its face the primary purpose or purposes for which the proceeds of the bond issue are to be expended and with the blank set forth therein appropriately completed. Such question shall be substantially in the following form:

“SHALL EAST SENECA WATER DISTRICT ISSUE
GENERAL OBLIGATION BONDS IN A SUM NOT
EXCEEDING TWO HUNDRED FIFTY THOUSAND
DOLLARS, THE PROCEEDS OF WHICH SHALL BE
USED TO CONSTRUCT AND ESTABLISH A WATER
SYSTEM IN THE DISTRICT?

YES

NO”

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds he shall erase or strike through the word “NO”, and that if he is opposed to the issuance of bonds, he shall erase or strike through the word “YES”. The managers of election at each precinct shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Commissioners of Election for Oconee County, who shall declare the result of the election. If the commissioners determine that a majority of the voters voting in the election voted in favor of the issuance of bonds the bonds, or any part thereof, may be issued as provided in paragraph 17, supra, of this section; but if the commissioners

determine that a majority of the ballots cast in the election be against the issuance of bonds, then no bonds shall be issued under the provisions of paragraph 17, *supra*, of this section. Save and except as herein provided, the election shall be conducted in accordance with the provisions of the South Carolina Election Law.

19. Do all other acts and things necessary or convenient to carry out any function or power committed or granted to the district.
20. The commission is vested with the power to raise funds for discharging the duties vested in it by levying a tax therefor. The commission shall notify the auditor and treasurer of any desired tax, whereupon they shall assess and collect the tax as requested and the treasurer shall hold the funds and disburse them as directed by the commission. All such taxes shall constitute a lien upon the property against which the same are levied, on a parity with the lien of county taxes, and the provisions of law relating to penalties for the nonpayment or tardy payment of county taxes, and the provisions relating to sale of property for delinquent county taxes shall apply to taxes levied pursuant to this act.

SECTION 4. Use of revenues.—All revenues derived by the commission from the operation of any revenue-producing facility, which may not be required to discharge covenants made by it in issuing bonds, notes or other obligations authorized by this act, shall be disposed of by the commission from time to time for purposes germane to the functions of the district.

SECTION 5. Rates.—The rates charged for services furnished by any revenue-producing facility of the district, as constructed, improved, enlarged or extended, shall not be subject to supervision or regulation of any State bureau, board, commission or other like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—The property of and income of the district shall be exempt from all taxes levied by the State, county or any municipality, division, sub-division or agency thereof, direct or indirect.

SECTION 7. Obligations not to be impaired.—So long as the district shall be indebted to any person, firm or corporation on any bonds, notes or other obligations issued pursuant to the authority of this act, the provisions of this act and the powers granted to the district and the

commission shall not in any way be diminished or restricted, and this provision of this act shall be deemed a part of the contract between the district and the holders of such obligations.

SECTION 8. Penalties.—It shall be unlawful for any person to wilfully injure or destroy or in any manner hurt, damage, tamper with, or impair any facility of the district, or any part of the same, or any apparatus or equipment incident thereto or used or useful in the operation of such facility, or to obtain water from its water system, except in accordance with the regulations promulgated by the commission. Any person so offending shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than ten dollars nor more than one hundred dollars, or shall be imprisoned for not more than thirty days, at the discretion of the court, and shall be further liable to pay all damages suffered by the district.

SECTION 9. Power of eminent domain.—The power of eminent domain conferred hereunder shall not extend to such property of any public utility as the utility could have acquired under its power of eminent domain.

SECTION 10. Election concerning creation of water district—conduct of.—This act shall become effective only if a majority of the qualified electors residing in the area described in Section 1 of this act, voting in the special election herein provided for, shall vote in favor thereof. A special election shall be held by the election commissioners of the county on the sixteenth day of August, 1960. At such special election, the question shall be submitted to the qualified electors of the described area at each voting precinct therein, in the following form, which shall be printed on the ballot: "Do you favor the establishment of the East Seneca Water District and a Governing Commission therefor?"

YES
NO"

Those favoring the establishment of such district shall cross out the word "NO" and those opposed to the establishment of such district shall cross out the word "YES".

The commissioners of election shall cause to be published in a newspaper of general circulation in Oconee County not less than once a week for four successive weeks prior to the holding of the election a notice describing the purpose of the election and its date. The com-

missioners of election shall provide suitable ballots, appoint box managers and other officials necessary for the proper conduct of the special election. They shall receive the returns and declare the results of the election. The expenses of the election shall be paid from the General Fund of the county.

SECTION 11. Saving clause.—If any part of this act shall be held unconstitutional, such unconstitutionality shall not affect the remainder of this act.

SECTION 12. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1158, H2637)

No. 1097

An Act To Provide For The Levy Of Taxes And Make Appropriations In Oconee County For School And County Purposes; To Provide For The Borrowing Of Money In Anticipation Of The Collection Of Taxes; To Make Appropriations And Direct The Expenditure Thereof For The Fiscal Year Beginning July 1, 1960; To Further Define The Powers And Duties Of The County Supervisor And The County Board Of Commissioners; And To Provide For Deficiency Appropriations For Certain Expenditures Made And To Be Made Prior To July 1, 1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The Auditor of Oconee County is hereby authorized and directed to levy, with the approval of a majority of the Legislative Delegation, and the Treasurer to collect a sufficient millage on taxable property of Oconee County to meet ordinary county purposes herein appropriated for the year beginning July 1, 1960, and ending June 30, 1961, and a sufficient levy for the payment of any outstanding bonded indebtedness, as well as for the repayment of the nine hundred thousand dollar Hospital Bond issue.

SECTION 2. From the General Fund of the county and the revenue derived under the provisions of Section 1 of this act, the fol-

lowing appropriations are hereby made, to be expended in conformity with the directions herein specified.

Item 1.

- A-1. Chain Gang\$ 24,000.00
- A-2. Roads, Bridges, Rock Crusher, labor and replacement parts, trucks and machinery 126,000.00
\$75,000.00 of the above amount shall come from gasoline tax, balance from the General Fund of the County. *Provided*, that \$15,000.00 of the \$126,000.00 is prorated for services and materials used in incorporated towns of Oconee County. Said funds to be prorated between municipal corporations of Oconee County according to the assessed valuation; *provided*, further, no municipal corporation shall receive less than \$800.00 regardless of assessment.
- A-3. Payment of new equipment 25,000.00
- B. Road Bonds and Interest 30,000.00
So much of the gasoline tax fund derived from the one cent gasoline tax received by the county as shall be necessary to repay the principal and interest on road bonds due and payable in the fiscal year 1960-1961 shall be set aside monthly by the Treasurer of Oconee County to anticipate the payment of said principal and interest in the amount listed above.
- C. Paved Roads 60,000.00
Provided, each and every road paved shall be set up by project number, and it shall be the duty of the Supervisor to see that proper records are kept on each project, showing expenditures and to what purposes.

Item 2.

- A. Operation and maintenance of county farm to include salary of steward and matron, and purchases that may become necessary\$ 10,000.00

The appropriation made in Item 1 and Item 2 shall be expended as may be necessary by the supervisor and county board of commissioners to the purposes above mentioned in an economical and

businesslike manner, and to that end the following procedure shall be observed:

a. The supervisor and members of the board of commissioners are expressly charged with the duty of limiting the expenditures to one-fourth of the annual appropriation in any three-month period, with the exception of Item 1-C., Paved Roads, which shall be limited to a six months' period, and any obligation in excess thereof shall be null and void and shall not be an obligation of the county. Failure to comply with this provision shall constitute negligence of office.

b. All salaries and wages of employees which come under the jurisdiction of the county supervisor, and the salaries and wages which come under the jurisdiction of the county board of commissioners shall be fixed before any such employment may be effective. The supervision of all employees covered by Item 1 and Item 2 shall be the sole responsibility of the supervisor.

c. All purchases of supplies, materials, lumber, gas and oils, and machinery shall be made by the supervisor and board of commissioners after public advertisement for at least ten days or advertisement in two issues of a newspaper published in Oconee County, and purchases shall be made on a basis of economies effected and distribution of contracts among suppliers.

d. Food purchases for Item 1 and Item 2 shall be purchased from wholesale companies in Oconee County where possible.

e. Emergency purchases not to exceed four hundred dollars may be made by the county supervisor without bids and advertisement. *Provided*, that in such cases where machinery or equipment is in need of repair and idle that the same may be repaired by the supervisor without bids.

Item 3. Salaries:

A. Clerk of Court	\$ 4,200.00
1st clerk	3,000.00
2nd clerk	2,800.00
3rd clerk	2,600.00
Office Supplies	5,000.00
B. Treasurer	702.00
Clerk	2,600.00
Extra Clerical Hire	500.00
Office Supplies	1,500.00

C. Auditor	702.00
1st clerk	2,600.00
2nd clerk	2,400.00
Office Supplies	400.00
D. Supervisor	4,500.00
Clerk	2,800.00
Office Supplies	1,000.00
E. Judge of Probate	3,100.00
Clerk	2,600.00
Office Supplies	1,500.00
F. Comptroller	3,800.00
Clerk	3,000.00
Office Supplies	300.00
G. County Physician	800.00
H. County Attorney	800.00
<i>Provided</i> , that additional compensation shall be authorized by the supervisor and county board of commissioners in litigation to be paid from the contingent fund.	
I. Coroner	1,250.00
Travel	250.00
Office Supplies	50.00
J. Custodian of courthouse and county offices....	2,600.00
K. Members board of commissioners	
Salary (5) @ \$600.00 each	3,000.00
Travel (5) @ \$600.00 each	3,000.00
<i>Provided</i> , travel is done in own vehicles at own expense and not in county vehicles.	
L. Tax Collector	3,800.00
Travel	360.00
Clerk	2,600.00
Office Supplies	200.00
M. Law Enforcement	
Sheriff's Salary	4,500.00
Chief Deputy Sheriff, Salary	3,800.00
7 Deputies @ \$3,600.00 each	25,200.00
Uniforms, Sheriff and Deputies, (9) @ \$100.00 each	900.00
<i>Provided</i> , that uniforms shall be purchased by the Sheriff's Department and shall be signed	

for and shall remain the property of Oconee County.

Provided, further, that within one year after the employment of any Deputy Sheriff, he must attend and graduate from the Law Enforcement School for Officers.

Gasoline	5,400.00
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Provided, all fees hereto accruing to the Sheriff and Deputies shall be returned to the General Fund of the county.

Clerk	2,600.00
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Maintenance	6,000.00
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Purchase and repair of automobiles for sheriff and deputies, *provided*, one new car is purchased each year.

Jailors	3,600.00
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Salaries to be set by Sheriff.

Industrial Constables	1,800.00
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Office Supplies	500.00
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N. Magistrates:

Seneca	1,000.00
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Walhalla	1,000.00
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Westminster	1,000.00
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Salem	600.00
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Oakway	600.00
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Office Supplies	100.00
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O. Miscellaneous:

Home Demonstration Stenographer supplement	1,400.00
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Farm Agent Stenographer supplement	940.00
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Clerical Assistant to Probation Officer	500.00
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Office Supplies—Probation Officer	50.00
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P. Assistant Solicitor	1,440.00
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Provided, this sum to be paid only if Anderson County pays its proportionate share of the Assistant Solicitor's salary.

Item 4. Boards:

A. Board of Tax Appeals	\$ 300.00
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Board of Assessors to be paid from the General Contingent Fund with the approval of the Delegation.

- B. Sinking Fund Commission, 3 members @
\$50.00 each 150.00
- Item 5. Contributions:
- A. Supplies and telephone, Home Demonstration
Agent\$ 200.00
- B. Supplies, Farm Agent 100.00
- C. Boys' 4-H Club Work 100.00
- D. Girls' 4-H Club Work 100.00
- E. Future Farmers Chapter 100.00
- F. Junior Home Makers Chapter 100.00
- G. Maintenance 4-H Club Center 300.00
- H. Travel for 2 fire wardens @ \$500.00 each 1,000.00
- Item 6. Oconee County Library Commission\$ 19,448.41
- Item 7. Court expense\$ 10,000.00
- A. *Provided*, petit jurors and grand jurors shall be
paid seven dollars per day, and witnesses one
dollar per day in actual attendance.
- B. Magistrate and coroner jurors shall be paid one
dollar per day.
- Item 8. Operating of jail, including feeding prisoners..\$ 5,000.00
(Upon presentation of itemized and notarized
claims.)
- Item 9. Public Welfare:
- A. Emergency Relief\$ 5,500.00
Provided, that no more than fifty per cent shall
be expended in any one quarter. *Provided*, fur-
ther, that no more than fifty per cent shall be
expended in six months.
- B. Board of Public Welfare, 3 members @ \$60.00
each 180.00
- C. Travel for Child Welfare Worker 600.00
- Item 10. Lunacy and Inquest\$ 1,000.00
- Item 11. Public Buildings\$ 10,000.00
- Item 12. Books, printing, postage, etc., as specified in
Office Supplies. *Provided*, that no office equip-
ment shall be purchased with these funds.
- Item 13. Bond premiums and insurance\$ 6,500.00

- Item 14. Telephone Account\$ 3,000.00
Provided, a monthly itemized statement shall be rendered showing the necessity for each long distance toll charge.
- Item 15. County Health Unit\$ 10,500.00
- Item 16. County Planning Board\$ 7,500.00
- Item 17. County Service Officer, county's part\$ 2,900.00
- Item 18. County Hospital\$ 5,000.00
- Item 19. Contingent Fund\$ 10,000.00
Provided, that said fund shall be expended only upon the written approval of a majority of the Legislative Delegation.
- Item 20. General Contingent\$ 7,500.00
Provided, that rentals, magistrates' telephones and miscellaneous obligations, including an annual audit of books and records of Oconee County shall be paid therefrom.
- Item 21. National Defense :
Seneca Unit\$ 1,000.00
Clemson Unit 300.00
- Item 22. Retirement and Social Security, county's part.\$ 12,000.00
- Item 23. Law Enforcement Travel—out of county travel.\$ 1,000.00
The Sheriff or his deputies, when on necessary official duty beyond the limits of the county, shall be paid five cents per mile from and back to the county line, and actual expenses, not to exceed three dollars and fifty cents per day. Before being paid, he shall present itemized and notarized vouchers for mileage and receipted bills for expenses.
- Item 24. Artificial Insemination Program\$ 1,500.00
Provided, this fund shall be disbursed upon approval of the Board of Directors of the Oconee County Artificial Insemination Organization.
- Item 25. Soil Conservation\$ 1,500.00
Provided, that such funds shall be used only in the maintenance and operation of The Coneross Watershed project.

Item 26. Police Annuity\$ 5,000.00

GRAND TOTAL, ALL EXPENDITURES.\$537,622.41

Estimated Revenue Other Than Taxes:

Gasoline Tax\$115,000.00

Alcoholic Liquor Tax 30,000.00

Beer and Wine Tax 8,000.00

Bank Tax 2,500.00

Insurance License Fees 11,000.00

Income Tax 38,000.00

National Forest Fund 21,000.00

Magistrate Fines 30,000.00

Judge of Probate, fees 3,000.00

Clerk of Court 25,000.00

Other fees and forfeitures 3,000.00

TOTAL\$286,500.00

Amount to be raised by taxes\$251,122.41

SECTION 3. The board of commissioners shall include the supervisor wherever the term board of commissioners is used in the supply act.

SECTION 4. The Auditor of Oconee County is hereby authorized to levy, with the approval of the majority of the Legislative Delegation, and the Treasurer to collect, a sufficient millage on taxable property of Oconee County to meet the school appropriation for the fiscal year beginning July 1, 1960, and ending June 30, 1961.

SCHOOL DEPARTMENT

ADMINISTRATIVE:

Operation of Superintendent of Education's Office\$ 20,800.00

SCHOOL OPERATION:

Insurance: Fire, Boiler, Workmen's Compensation, Other 16,800.00

Supplements to High School Superintendents . . 27,192.00

Supplements to Principals and Heads of Schools 22,400.00

Supplements to Teachers, including Vocational (15% 1959-60 St. Aid)	119,000.00
Allowances to Schools for Guidance Teachers ..	9,200.00
Vocational Education, Including Travel	32,700.00
Homebound Program Salary and Travel	3,200.00
Athletic Allowances	20,000.00
Assistant's Allowances	13,500.00
Music Allowances	8,100.00
Sick Leave for Teachers	5,000.00
School Budget Allowances:	
Elem Pupils @ \$13.00	78,500.00
High Sch. Pupils @ \$25.00	90,000.00
Emergency Allocations to Budgets	2,500.00
Emergency Fund (School Needs)	4,000.00
Auxiliary Funds for New Buildings (Operation)	29,719.75
Expended Balances in School Budgets	1,000.00
Transportation Expense: Supplement to Adult Drivers	405.00
School Equipment (Matching Funds)	1,400.00
Sites (obligated expenditures)	5,000.00
Building Improvements, Ground Improvements	6,000.00
Interest on Borrowed Money	5,000.00
Trustee Expense, Convention, and Miscellaneous	1,500.00
Title III Program, Workshop for Teachers...	6,500.00
Subtotal	\$508,616.75
Plus Administrative Expense	20,800.00
TOTAL ADMINISTRATIVE AND OPERATIONAL EXPENSE	\$529,416.75

SECTION 5. The Auditor of Oconee County is hereby directed to prepare a tax return for each automobile in Oconee County as reported by the South Carolina Highway Department from vehicle registration. The Auditor, Treasurer and Tax Collector of Oconee County are further enjoined to adopt such procedures and methods as shall assist the taxpayers and South Carolina Highway Department in complying with the acts of the General Assembly providing for the payment of property tax on motor vehicles before issuance

of registration and license by the South Carolina Highway Department.

SECTION 6. The tax collector shall assist the auditor wherever possible in returning any property for taxation not otherwise returned or where individuals or firms have failed to make returns.

SECTION 7. No fund shall be transferred from one account to another without the written consent of the Oconee County Legislative Delegation. The Legislative Delegation is hereby empowered to transfer from the General Fund, or any fund of the county, and supplement any appropriation herein made, and the treasurer, the board of commissioners, and comptroller of the county shall honor such transfers and comply with the terms thereof.

SECTION 8. The board of commissioners shall see that proper records are kept of the chain gang, showing all expenditures and for what purposes, also the number of convicts of the chain gang each day, number received and dismissed, with their names, also kind of work being done by convicts. It shall be the duty of the board of commissioners to see that proper records are kept of all the operations of the county farm, showing all expenditures and receipts, total number of acres being farmed and the market value of all commodities produced. The board of commissioners is hereby requested to inspect all county buildings, including county home, jail and chain gang each month to see that they are kept in a clean and sanitary condition. The board of commissioners shall inspect all highway construction and see that all work is being done properly. It shall be the duty of the board of commissioners to keep a complete record (pertaining to Item 1, A-2) showing allocations to each incorporated town, expenditures and to what purpose.

SECTION 9. The supervisor shall furnish to the board of commissioners an accurate inventory of all supplies and materials and parts. Such inventory shall be made on the first day of each month. The board of commissioners shall use such inventory as a guide for purchasing.

SECTION 10. All past transfers of funds by order of the members of the previous and present Legislative Delegations are hereby validated and confirmed.

SECTION 11. The Treasurer and Board of Commissioners of Oconee County are hereby authorized and empowered, if need be,

to borrow in the name of the county an amount not to exceed fifty per cent of the appropriation herein made, and in anticipation of the collection of taxes to meet the operating expenses of the county for the current fiscal year July 1, 1960, to June 30, 1961, and to execute obligations in the name of the county for the sum so borrowed, which shall bear the lowest rate of interest possible. The taxes levied to meet the appropriations of this act shall be pledged to secure payment of the sum so borrowed, with interest thereon, and such obligation shall be executed by the county treasurer and the board of commissioners. Each bank in Oconee County shall be allowed to submit a bid for the total or any portion of the amounts herein authorized to be borrowed; and the officers are empowered to reject any and all bids made therefor.

SECTION 12. The treasurer, upon written request of the County Board of Education, is hereby empowered and authorized, if need be, to borrow in the name of the schools an amount not to exceed fifty per cent of the appropriation herein made and in anticipation of the collection of taxes to meet the operating expenses of the schools for the current fiscal year July 1, 1960, to June 30, 1961, and to execute obligations in the name of the schools for the sum so borrowed, which shall bear the lowest rate of interest possible. The taxes levied to meet the appropriations of this act shall be pledged to secure payment of the sum so borrowed, with interest thereon, and such obligations shall be executed by the County Treasurer and County Board of Education. Each bank in Oconee County shall be allowed to submit a bid for the total or any portion of the amounts herein authorized to be borrowed; and the officers are empowered to reject any or all bids made therefor.

SECTION 13. The treasurer, upon written request of the County Board of Education, is hereby authorized and empowered, if need be, to transfer to school transportation account and to school teacher salary account, from the General Fund of the county, not to exceed fifty per cent of the appropriation herein made, in anticipation of the collection of taxes to meet the operating expenses of the schools. Upon the collection of the taxes levied for the operation of schools, the sums so transferred shall be refunded to the General Fund of the county.

SECTION 13-A. The treasurer, upon written request of the county board of commissioners, is hereby authorized and empowered, if

need be, to transfer to the General Fund of the county school funds, not to exceed fifty per cent of the appropriation herein made in the anticipation of the collection of taxes to meet the operating expenses of the county. Upon collection of the taxes levied for ordinary county purposes, the sums so transferred shall be refunded to the school fund of the county.

SECTION 14. The county superintendent of education, or officer designated by the board of trustees, is authorized to approve claims for teachers' salaries and transportation, and the Treasurer of Oconee County is authorized to pay same from any school fund in anticipation of the receipts of monthly State aid and transportation; *provided*, such claims do not exceed fifty per cent of anticipated monthly State aid and transportation; and *provided*, such payments do not exceed fifty per cent of the total amount of school funds on deposit in the banks of Oconee County.

SECTION 15. Before purchase or contracting for the purchase of any equipment, materials, supplies, goods, wares, merchandise, services or anything whatsoever needed and used for county purposes, such department head or heads, not to include the superintendent of education, shall make requisition by order or voucher to the county comptroller's officer whereupon it must be certified as to the availability of funds before any purchase is made. Petty cash funds are hereby authorized if such be necessary to carry out this section.

SECTION 16. When such purchasing or placing of orders is made, the equipment, materials, goods, wares, merchandise or services needed shall be purchased from firms or individuals within the county whenever such firms or individuals are reliable and offer equipment, material, goods, wares, merchandise or services of equal quality and specifications with like goods from outside of the county and at a price equal to or less than the price submitted by such nonresident bidders.

SECTION 17. All claims for supplies and services furnished to the county during any calendar month shall be paid on the sixth day of each month. If this date should fall on a holiday, claims will be paid the following day. Should the sixth day of the month fall on Saturday or Sunday, claims will be paid the following Monday. All claims against the county must be passed on by the comptroller as to the availability of the funds for the payment of same. The

county comptroller and the board of commissioners shall at all times maintain in their respective offices a list of all claims paid during the preceding month, showing the payee and the amount, and said records shall at all times be subject to public inspection.

SECTION 18. The appropriation herein made shall not be exceeded and any officer incurring indebtedness on the part of the county in excess of the appropriation herein made shall be liable upon his official bond therefor. Any claims presented to the county for payment and remaining unpaid after the monthly meetings of the board of commissioners shall be listed by the clerk and reported to the treasurer and comptroller within ten days. If no claims remain unpaid, the clerk shall so report.

SECTION 19. No employee of the county shall sell any services, or materials, or hold any office that shall conflict with the hours for which they receive pay from the county or in the performance of their official duties, except that a department or agency may at its own discretion grant a leave of absence for the period of such conflict. *Provided*, in case of such a leave of absence the department granting the leave of absence shall employ a qualified substitute for the duration of the leave of absence.

SECTION 20. All recipients of county funds who are not a part of the county government, namely: Farm Agent; Home Agent; Boys' 4-H Club; Girls' 4-H Club; Future Farmers; Junior Homemakers Club; Oconee Hospital; Planning Board; Artificial Insemination; National Defense; Clemson and Seneca Units; and Soil Conservation Board, shall furnish an itemized statement of the money spent from the appropriation to that organization. This statement shall be filed with the county board of commissioners and delegation no later than thirty days following the end of the fiscal year.

SECTION 21. Salaries for ordinary clerical employment shall be based on the following schedule:

Beginning or probationary period	\$ 2,200.00
After six months service	2,400.00
After 2 years service	2,600.00
After 5 years service	2,800.00
After 10 years service	3,000.00

The above is based on service as of the beginning of each fiscal year. The term service shall mean continuous employment except upon official leave of absence granted by the department head.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1167, H2636)

No. 1098

An Act To Create Courtenay Water, Sewer And Electric District In Oconee County, If Voted On Favorably By The Residents Of The District; To Prescribe Its Boundaries; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For The Borrowing Of Money By The District And To Provide For Its Repayment; To Make It Unlawful For Any Person To Destroy Or Damage Property Of The District, And To Provide Penalties Therefor.

Whereas, the General Assembly after due investigation has found that it is necessary and desirable for the health and welfare of the inhabitants thereof that the area in Oconee County described below be served by a publicly operated water, sewer and electric system and that, in addition thereto, the district hereby created should be empowered to make provisions for the collection and disposition of garbage, the furnishing of fire protection for the district and the operation of a street lighting system; and

Whereas, as a consequence of its findings, above recited, the General Assembly has determined, subject to the referendum hereinafter provided for, to constitute the area as a special purpose district, to provide a governing body for the district, and to empower the governing body as hereinafter provided in this act. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Courtenay Water, Sewer and Electric District created in Oconee County.—area.—There is hereby established and created in Oconee County a district to be known as “Courtenay Water, Sewer and Electric District”, which shall be a public corporation of perpetual succession, and shall have the functions prescribed by this act and any subsequent act, amendatory thereof. The District shall in-

clude and be comprised of that area in Oconee County lying just east of the Town of Seneca and adjacent to Little River, and more particularly set forth and delineated as follows:

All that certain area beginning at the point of intersection of the center lines of S. C. Highway No. 130 and a County Road in front of the Newry-Corinth School; thence in a Northerly direction, along the center line of S. C. Highway No. 130, to a point north of the Abney Mills water reservoir; thence in a Northeasterly direction, leaving the center line of the S. C. Highway No. 130 and passing just north of the Emmanuel Holiness Church to a point on the waters edge of Little River reservoir; thence in an Easterly direction along the waters edge of Little River reservoir to a point; thence in a Southeasterly direction passing just east of the Abney Mills office, to a point on the center line of what is commonly known as the River Road leading from Newry to the Clemson-Seneca Highway; thence in a Southwesterly direction to a point in the center of a branch and south of the Newry Church of God; thence in a Westerly direction to the center line of the County Road and running along the center line of the County Road to point of beginning and the boundary being more fully shown on map of the Abeney Mills—Courtenay Plant, Newry, S. C. dated 8-24-59 with the boundary being outlined by J. Hearst Coleman, C. E. & L. S., on April 27, 1960.

SECTION 2. To be managed by a commission—members—appointments—terms—vacancies.—The District shall be operated, managed and governed by a commission, to be known as “Courtenay Water, Sewer and Electric District Commission”. The Commission shall consist of three resident electors of the District. The original members of the Commission shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation of Oconee County, including the Senator. These appointments shall be for terms of two years for one member, four years for the second member and six years for the third member, and until their successors shall have been appointed and qualify. Thereafter, one commissioner shall be elected at each State biennial election. In the event of a vacancy which would exist for more than six months, the same shall be filled by appointment of the Governor, upon the recommendation of a majority of the Legislative Delegation of Oconee County, including the Senator.

SECTION 3. Powers and duties.—There is committed to the District the functions of acquiring or constructing, operating, maintaining, improving and extending some or all of the following: a sewer system; a water system; an electric system; a street lighting system; a system for the collection and disposition of garbage; and a system for fire protection within the District. To that end, the Commission shall be empowered as provided below to:

1. have perpetual succession;
2. sue and be sued;
3. adopt, use and alter a corporate seal;
4. make bylaws for the management and regulation of its affairs, and to define a quorum for its meetings;
5. deposit moneys derived from revenue-producing facilities, and to withdraw the same for the purpose of operating and maintaining those and other facilities and discharging any of the functions and responsibilities of the District;
6. prescribe regulations, by resolution of the Commission, (a) to require persons who shall be residents of the District to make use of any water, electric, sewer or garbage system which the District shall place in operation, (b) to enable the Commission to fully discharge the duties placed upon it, and (c) to protect all property acquired by it;
7. acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein;
8. acquire, build, construct, operate, contract with reference to and maintain a system for the collection and disposal of sewage, including the construction of sewer mains and sewer lines, and from time to time enlarge and extend the same; any facility acquired, built or constructed for the treatment or disposal of sewage may be located outside the boundaries of the District;
9. acquire, build, construct, operate, contract with reference to and maintain a system for the collection, purification and distribution of water, including the construction of mains and lines, and from time to time to enlarge and extend the same; any facility acquired, built or constructed for the acquisition, treatment and distribution of water may be located outside the boundaries of the District;
10. acquire, build, construct, operate, contract with reference to and maintain a system for the distribution of electric power, includ-

ing the necessary poles, wires, lines, transformers and appurtenances, and from time to time to enlarge and extend the same; and the district may acquire, build, construct or own any appurtenances thereto outside the boundaries of the District;

11. acquire, build, construct, operate, contract with reference to and maintain a street lighting system and all apparatus and equipment necessary for the proper functioning of the same;

12. acquire, establish, operate, contract with reference to and maintain a system of fire protection;

13. acquire, establish, operate, contract with reference to and maintain a system for the collection and disposal of garbage;

14. place into effect and revise, whenever it shall be desirable or necessary, a schedule of rates and charges for the use made of its water, electric power, street lighting, sewage or garbage collection and disposal system;

15. purchase, or otherwise acquire, a supply of electricity for its street lighting or electric power system, and enter into contracts for the purchase of such electricity or for the operation and maintenance of such systems, whether or not such systems are owned by the District;

16. make use of county and State highway rights of way in which to lay pipes and lines, in such manner and under such conditions as the appropriate officials in charge of such rights of way shall approve;

17. exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952, or by following the procedure for the exercise of eminent domain prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, as such statutes are now or hereafter constituted. *Provided*, that the power of eminent domain conferred by this section shall not extend to the property of any public utility which the utility could have acquired under its power of eminent domain;

18. make contracts to furnish the services rendered by the District to property, persons, firms, corporations or political subdivisions outside (as well as inside) the District, upon such terms and at such rates and charges as the Commission may approve;

19. make contracts with any person or political subdivision for the treatment and disposal of sewage collected into the sewage collection system of the District;

20. make contracts with any person or political subdivision for a supply of treated or untreated drinking water;

21. appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation, and to determine if and to what extent they shall be bonded for the faithful performance of their duties;

22. make contracts for construction, engineering and other services, with or without competitive bidding;

23. borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness, payable solely from all or any part of the revenues derived from the operation of any revenue-producing facility. The sums borrowed may be those needed to pay all costs incident to the acquisition, construction or establishment of any or all of its facilities, or such sum as may be needed to pay the cost of any extension, addition or improvement to such facilities. If the method of financing authorized by this paragraph be availed of, then, under such circumstances, neither the faith and credit of the State of South Carolina, nor of Oconee County nor of the District shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the Commission nor any person signing the obligations shall be personally liable thereon. To the end that a convenient procedure for borrowing money pursuant to this paragraph may be prescribed, the District shall be fully empowered to avail itself of all powers granted by Article 9, Chapter 3, Title 59, and by Chapter 5, Title 59, Code of Laws of South Carolina, 1952, as now or hereafter constituted, it being the intent of this provision that further amendment and modifications of these code provisions shall be deemed to amend and revise correspondingly the powers granted by this paragraph. In exercising the powers conferred upon the District by such code provisions, the District may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such code provisions. Specifically, and notwithstanding contrary provisions in any of such code provisions, if contrary provisions there be, the District may:

(a) provide that such bonds, notes or other evidences of indebtedness be payable, both as to principal and interest, from the net

revenues derived from the operation of the revenue-producing facility, as such net revenues may be defined by the Commission;

(b) covenant and agree that upon it being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it or in default as to the performance of any covenant or undertaking made by it, that in such event, the principal of all obligations of such issue may be declared forthwith due and payable notwithstanding that any of them may not have then matured;

(c) confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the revenue-producing facility, whose revenues are pledged for the payment of such obligations, in accordance with and in the order of priority prescribed by the resolutions adopted by the Commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness;

(d) dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve;

(e) make such provisions for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the Commission shall approve;

(f) covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in a fixed amount;

(g) covenant and agree that no free service will be furnished to any person, firm, corporation, municipal corporation or any subdivision or division of the State;

(h) prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given; and

(i) **prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequences may be waived.**

24. do all other acts and things necessary or convenient to carry out any function or power committed or granted to the District; and

25. raise funds for discharging the duties vested in it by levying a tax therefor. The Commission shall notify the Auditor and Treas-

urer of Oconee County of any desired tax, whereupon they shall assess and collect the tax as requested, and the treasurer shall hold the funds and disburse them as directed by the Commission. All such taxes shall constitute a lien upon the property against which the same are levied, on a parity with the lien of county taxes, and the provisions of law relating to penalties for the nonpayment or tardy payment of county taxes, and the provisions relating to sale of property for delinquent county taxes shall apply to taxes levied pursuant to this act.

SECTION 4. Use of revenues.—All revenues derived by the Commission from the operation of any revenue-producing facility which may not be required to discharge covenants made by it, in issuing bonds, notes or other obligations authorized by this act, shall be disposed of by the Commission, from time to time, for purposes germane to the functions of the District.

SECTION 5. Rates.—The rates charged for services furnished by any revenue-producing facility of the District, as acquired, constructed, improved, enlarged or extended, shall not be subject to supervision or regulation of any State bureau, board, commission or other like instrumentality or agency thereof.

SECTION 6. Exempt from taxes.—The property of and income of the District shall be exempt from all taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 7. Obligations not to be impaired.—So long as the District shall be indebted to any person on any bonds, notes or other obligations issued pursuant to the authority of this act, the provisions of this act and the powers granted to the District and the Commission shall not be in any way diminished or restricted, and this provision of this act shall be deemed a part of the contract between the District and holders of such obligations.

SECTION 8. Penalties.—It shall be unlawful for any person to wilfully injure or destroy, or in any manner hurt, damage, tamper with or impair any facility of the District, or any part of the same, or any apparatus or equipment incident thereto or used or useful in the operation of such facility. Any person so offending shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten

dollars nor more than one hundred dollars, or shall be imprisoned for not more than thirty days, at the discretion of the court, and shall be further liable to pay all damages suffered by the District.

SECTION 9. May annex additional territory.—The Commission may, by resolution and without the necessity of an election to approve the same, annex additional territory to the District if the owner or owners of the real property to be annexed shall consent thereto in writing; any annexation of additional territory made pursuant to this provision shall become effective upon the filing of the annexation proceedings (including the resolution of annexation, a map of the District as enlarged by the annexation, and the aforesaid consent of the owners of the real property annexed to the District) and a map of the District as enlarged by the annexation in the office of the Clerk of Court for Oconee County.

SECTION 10. Election concerning creation of district—conduct of.—This act shall become effective only if a majority of the qualified electors resident in the area described hereinabove in Section 1 of this act, voting in the special election herein provided for, shall vote in favor thereof. A special election shall be held by the election commissioners of the county on the twentieth day of September of 1960. At such special election, the question shall be submitted to the qualified electors of the described area at each voting precinct therein, in the following form, which shall be printed on the ballot: "Do you favor the establishment of the Courtenay Water, Sewer and Electric District as provided for in Act No. . . . of the General Assembly of 1960?"

YES

NO"

Those favoring the establishment of such district shall cross out the word "NO" and those opposed to the establishment of such district shall cross out the word "YES".

The commissioners of election shall cause to be published in a newspaper of general circulation in Oconee County not less than once a week for four successive weeks prior to the holding of the election a notice describing the purpose of the election and its date. The commissioners of election shall provide suitable ballots, appoint box managers and other officials necessary for the proper conduct of the special election. They shall receive the returns and declare the

results of the election. The expenses of the election shall be paid from the general funds of the county.

SECTION 11. Date for establishment if election favorable.—If a majority of the qualified electors of the area voting in the special election shall vote in favor of the establishment of such district, the same shall take effect and become operative on the first day of January, 1961.

SECTION 12. Saving clause.—If any part of this act shall be declared unconstitutional or invalid, such unconstitutionality or invalidity shall not extend to, affect or impair the remaining provisions of this act, which shall continue in full force and effect.

SECTION 13. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 14. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R724, S447)

No. 1099

A Joint Resolution Proposing An Amendment To Section 5 Of Article X Of The Constitution, Relating To The Limit Of Bonded Indebtedness Of Certain Political Subdivisions, So As To Permit Orangeburg School District No. 6 Of Orangeburg County To Incur Bonded Indebtedness Up To Fifteen Per Cent Of The Assessed Value Of The Taxable Property Therein.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, proposed—bonded indebtedness of Orangeburg School District 6.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: add at the end of the section the following proviso: "*Provided*, that the limitations as to bonded indebtedness imposed by this section shall not apply to Orangeburg School District No. 6 of Orangeburg County, the State of South Carolina, and that the school district may incur bonded in-

debtedness for school purposes to an amount not exceeding fifteen per cent of the assessed value of all taxable property therein."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 5 of Article X of the Constitution of this State be amended so as to permit Orangeburg School District No. 6 of Orangeburg County to increase its bonded indebtedness up to fifteen per cent of the assessed value of the taxable property therein?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment', and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment'."

(R853, H2421)

No. 1100

An Act To Authorize The Treasurer Of Orangeburg County To Transfer Funds From Bond Funds Of Any School District In The County To The Current Operational Funds Of Such School District Upon Retirement Of The Bonded Indebtedness Of That District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Orangeburg County may transfer certain school bond funds.—The Treasurer of Orangeburg County is authorized to transfer funds from bond funds of any school district in the county to the current operational funds of such school district upon retirement of the bonded indebtedness of that district.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R877, S647)

No. 1101**An Act To Authorize The Orangeburg County Highway Commission To Convey Certain Property To The Kiwanis Club Of Orangeburg.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Orangeburg County Highway Commission to convey property to Kiwanis Club of Orangeburg.—The Orangeburg County Highway Commission is authorized to convey to the Kiwanis Club of Orangeburg, for valuable consideration, the following property :

All that certain parcel or tract of land lying, situate and being in Orangeburg County, fronting on the County Fish Hatchery Pond adjacent to the Cannon Bridge Road, containing 1.45 acres, more or less, being fully shown and described on a plat made by Peter H. Jones, C. E., dated February 20, 1960, and having the following courses and distances: Beginning at an iron pipe on North side of County road, which is $572^{\circ} 30' W$, 152.9' from an iron stake, common corner between lands of County of Orangeburg, D. C. Dantzler and the Kiwanis Club, this latter point being on the southeast intersection of County road and a private driveway to D. C. Dantzler's house; thence from iron pipe $N 85^{\circ} 45' W$ 491.7' to a stake near high water line; thence $S 13^{\circ} 0' E$ 362.3' to a stake; thence $S 57^{\circ} 15' W$ to a stake on side of County road and on property line between T. W. Dibble, County of Orangeburg and Kiwanis Club; thence along this line $N 84^{\circ} 45' W$ 55' to shore or water line; thence along water line 1,000' more or less to a point on water line; thence South 50' to beginning point.

SECTION 2. Consideration for conveyance.—Such consideration shall be paid for the property described in Section 1 of this act as may be agreed upon by a board of three citizens of Orangeburg County, to be appointed by a majority of the Legislative Delegation from the county, said citizens to be appointed shall have knowledge of real estate values.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R886, S658)

No. 1102**An Act To Make Supplemental Appropriations For Public Purposes In Orangeburg County For The Fiscal Year Ending June 30, 1960.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Orangeburg County, to supplement appropriations for public purposes in the county for the fiscal year 1959-1960, the following sums :

1. Orangeburg County Highway Commission—
purchase of equipment\$ 11,260.80
2. Contingent Fund 18,000.00

TOTAL\$ 29,260.80

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R887, S679)

No. 1103**An Act To Amend Act No. 549 Of 1955, Relating To The Orangeburg Regional Hospital, So As To Increase The Powers And Duties Of The Board Of Trustees.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 549 of 1955, amended—Orangeburg Regional Hospital Board of Trustees may create county indebtedness of obligations with consent of Legislative Delegation.—Paragraph 1 of Section 2 of Act No. 549 of 1955 is amended by adding after the comma following the word “County” on line 5, the following: “without the written consent and permission of a majority of the Orangeburg County Legislative Delegation, including the Senator.”, so that when so amended Paragraph 1 of Section 2 shall read as follows:

"The Orangeburg Regional Hospital Board of Trustees shall be authorized and empowered to do all things necessary or convenient for the establishment and maintenance of adequate hospital facilities for Orangeburg County, but shall have no power to create any indebtedness or obligation against Orangeburg County, without the written consent and permission of a majority of the Orangeburg County Legislative Delegation, including the Senator, and, within the limits above set forth, shall be empowered as follows:"

SECTION 2. Section 2 of Act 549 of 1955, amended—Orangeburg Regional Hospital Board of Trustees may borrow money and pledge hospital revenue with Legislative Delegation's approval.—Section 2 of Act No. 549 of 1955 is amended by adding a new item at the end thereof to read as follows:

"(23) To borrow money and pledge the revenue of the hospital; *provided*, that the same be first approved by a majority of the Orangeburg County Legislative Delegation, including the Senator."

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1057, H2534)

No. 1104

An Act To Provide For The Operation Of Orangeburg County And The Welfare Of Its People During The Period From July 1, 1960, To June 30, 1961; To Direct County Activities; And To Levy Taxes For School Purposes And To Regulate Expenditures Of School And County Funds During The Period.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. For all county purposes and for the operation of Orangeburg County during the period beginning July 1, 1960, and ending June 30, 1961, the amounts stated herein are hereby appropriated; and there is hereby levied for the fiscal year 1960-1961 eight mills on all property in the county which, with other revenues accruing

to the ordinary county fund, shall be used to pay amounts appropriated as follows:

Roads and Bridges:

1. Maintenance of chaingang, purchase of material, equipment and expense of maintenance of roads, bridges, public works and operation of pipe plant\$145,100.00

Total, Roads and Bridges\$145,100.00

County Highway Commission:

- 4-A. Salary, Members of Highway Commission\$ 5,000.00
- 4-B. Salary, Clerk of Highway Commission 3,052.00
- 4-C. Salary, County Attorney 1,200.00

Provided, that the salary shall cover all services rendered against the county except in actions in Tort against the county.

Provided, further, that no other attorney shall be employed except with the approval of the county legislative delegation.

- 4-D. Salary, County Director 7,500.00
- 4-E. Extra Clerical Help, Highway Commission 1,200.00

Total, County Highway Commission\$ 17,952.00

County Treasurer:

- 10-A. County's portion, salary, County Treasurer\$ 3,600.00
- Provided*, that the county shall pay so much as will make his salary from county and state total \$6,600.00.

- 10-B. Salary, Deputy, County Treasurer 4,800.00
- 10-C. Clerical Help, Treasurer's Office 3,300.00
- 10-D. Salary Adjustments 468.00

Total, County Treasurer's Office\$ 12,168.00

County Auditor:

- 15-A. County's portion, salary, County Auditor\$ 3,600.00
- Provided*, that the county shall pay so much as will make his salary from the county and state total \$6,600.00.

- 15-B. Salary, Deputy Auditor 4,400.00

15-C. Clerical Help, Auditor's Office	3,300.00
15-D. Traveling expenses, County Auditor	100.00
15-E. Auditor's Equalization Fund	1,500.00
15-F. Salary Adjustments	462.00
<hr/>	
Total, County Auditor	\$ 13,362.00
Clerk of Court:	
25-A. Salary, Clerk of Court	\$ 6,600.00
25-B. Salary, Deputy Clerk of Court	4,400.00
25-C. Salary, Clerk, Clerk of Court	2,400.00
25-D. Recording Clerk in Office of Clerk of Court ..	2,800.00
25-E. Salary Adjustments	576.00
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Total, Clerk of Court	\$ 16,776.00
Education Department:	
30-A. Superintendent of Education, office expense	\$ 600.00
30-B. Salary, Clerks to Superintendent of Education ..	5,088.00
30-C. Supplement, County Lunch Room Supervisor ..	689.00
30-D. Superintendent of Education, County's portion of salary	2,475.00
<i>Provided, that only so much shall be paid as to make a total salary from county and state of \$6,600.00.</i>	
30-E. Travel, Superintendent of Education	630.00
30-F. Per diem and travel, members County Board of Education	4,000.00
30-G. Travel, Attendance Teacher	300.00
30-H. Secretary to County Lunch Room Supervisor ..	2,035.20
32-A. Eye treatment and glasses, needy school children, to be spent under supervision of Attendance Teacher	300.00
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Total, Education Department	\$ 16,117.20
Library Department:	
34-A. Salary, Librarian	\$ 3,600.00
34-B. Salary, Assistant Librarian	2,340.00
34-C. Salary, Assistant Librarian	2,000.00
34-D. Salary, Bookmobile Librarian	2,220.00
34-E. Salary, Bookmobile Driver (Part Time)	1,350.00

34-F. Salary, Desk Assistants (Main Library)	2,640.00
35-H. Salary, Librarian (Branch Library)	2,000.00
35-I. Salary, Assistant Librarian (Branch Library) . .	1,350.00
35-J. Salary, Bookmobile Driver (Branch Library— part time)	900.00
35-K. Salary, Custodian Holly Hill Library	350.00
35-L. Salary, Custodian Elloree Library	350.00
35-M. Books and Periodicals	2,500.00
35-N. Supplies and Binding Expense	1,000.00
35-O. Travel, Library Commission	250.00
35-P. Bookmobile operation expense	700.00
35-Q. Miscellaneous Expenses	1,200.00
35-S. Travel, Librarian	300.00
35-T. Salary Adjustments	1,146.00

Total, Library Department \$ 26,196.00

Provided, that all funds appropriated herein for Item 30-A through 35-T are appropriated directly to the Orangeburg County Board of Education to be expended and disbursed by the board in accordance with the provisions of this act; *provided*, further, that any funds donated by the South Carolina Library Board shall be used for the purchase of books, and any funds donated by the City of Orangeburg, or otherwise received, shall be used for miscellaneous expenses; *provided*, further, that appropriation for miscellaneous expenses provided under 35-Q may be used for telephone, telegraph, furniture and equipment, insurance, water and lights, heating, repairs, post office box rent and association meetings and dues; *provided*, further, that the County Director shall do the purchasing for the library and branch library except books, literature and minor items for the use in the maintenance thereof; *provided*, further, that an itemized account of all receipts and disbursements of funds received other than from Orangeburg County shall be filed quarterly with the Orangeburg County Board of Education. *Provided*,

further, that the sums set out hereinabove may be transferred by the County Board of Education to other designated items upon the written approval of the majority of the Orangeburg County Legislative Delegation.

Law Enforcement:

40-A. Salary, Sheriff	\$ 6,600.00
40-B. Expense in and outside of county	1,800.00
40-D. Clerk and Bookkeeper to Sheriff	2,544.00
43-A. Salary, Jailor	2,544.00
43-B. Dieting Prisoners	6,000.00
<i>Provided</i> , that the Sheriff shall be allowed one dollar per day for dieting each prisoner; <i>provided</i> , however, that the day of admittance shall be excluded, and the day of discharge included in computing the number of prisoner days.	
43-C. Jail equipment, repairs, heating and miscellaneous expense	1,500.00
46-B. Salary, eight Deputies @ \$3,600.00	28,800.00
46-C. Salary, Chief Deputy Sheriff	4,100.00
46-D. Travel, nine Deputy Sheriffs @ \$2,400.00 each	21,600.00
<i>Provided</i> , that the County Treasurer is authorized to pay from 43-B claims of outside deputy sheriffs for feeding prisoners kept in their custody between the time of their arrests and transfer to jail or discharge. The per diem allowed the Sheriff shall be followed and each claim shall be itemized and approved by the magistrate in whose jurisdiction the arrest was made.	
46-E. Purchase of uniforms and Law Enforcement equipment	1,800.00
46-F. Radio maintenance	1,500.00
46-G. Radio Operator	1,590.00
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Total, Law Enforcement	\$ 80,378.00

Judicial Department:

50-A. Court Expense	\$ 10,000.00
<i>Provided</i> , the court bailiffs shall receive five dollars per day; <i>provided</i> , the chief bailiff, to	

be designated by the Sheriff, shall receive six dollars per day. *Provided*, further, that five dollars may be paid for each transcript of testimony at Coroner's inquest, upon the approval of the Coroner. *Provided*, further, that in the event any capital cases are appealed to the Supreme Court by lawyers appointed by the court to represent the defendant, the cost of printing record for appeal and brief for defense counsel shall be paid for from this item.

50-B. County Audit, as contracted for by Orangeburg County Highway Commission, not to exceed ..	1,500.00
53-B. Salary, County Judge	10,800.00
53-C. Salary, Stenographer for County Judge	4,000.00
53-D. Salary, Court Stenographer for county court work	1,000.00
53-E. Clerical help for Circuit Solicitor, to be drawn and disbursed by him	1,200.00
53-F. Travel, First Circuit Probation Officer	480.00
54-A. Salary, Domestic Relations Court Judge (part time)	4,500.00
54-B. Salary, Stenographer, Domestic Relations Court	3,300.00
54-C. Salary, Probation Counselor, Domestic Relations Court	5,300.00
54-D. Travel, Probation Counselor, Domestic Relations Court	1,500.00
54-E. Law Library, County Judge	100.00
Total, Judicial Department	\$ 43,680.00
Probate Judge:	
55-A. Salary, Judge of Probate	\$ 6,600.00
55-B. Salary, Deputy Judge of Probate	3,816.00
55-C. Post Mortems and Lunacies	800.00
Total, Judge of Probate	\$ 11,216.00
Magistrates (Part Time):	
58-A. Salary, Magistrate at Orangeburg	\$ 3,000.00
58-B. Stenographic service and office expense of Magistrate at Orangeburg	1,200.00

59-A. Salary, Magistrate at North	1,200.00
59-B. Salary, Magistrate at Branchville	1,200.00
59-C. Salary, Magistrate at Bowman	1,080.00
59-D. Salary, Magistrate at Holly Hill	1,200.00
59-E. Salary, Magistrate at Elloree	1,200.00
59-F. Salary, Magistrate at Springfield	1,080.00
59-G. Salary, Magistrate at Cope	1,200.00
59-H. Salary, Magistrate at Neeses	600.00
59-I. Salary, Magistrate at Norway	1,080.00
59-J. Salary, Magistrate at Eutawville	1,080.00
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Total, Magistrates	\$ 15,120.00
County Health Work	\$ 30,473.82
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 Total, County Health Work \$ 30,473.82

Provided, that such sum of money shall supplement the allotment to Orangeburg County by the State Health Department and the budget of the Health Department shall be approved by the Orangeburg County Legislative Delegation.
Provided, further, the rabies control program shall be under the supervision and control of the county health officers.

Farm and Home Demonstration Department:

65-A. Office expense, Farm Demonstration Agent ...	\$ 75.00
65-B. Salary Supplement, Farm Demonstration Agent Assistants (Part)	1,080.00
65-C. Supplementary Stenographic Service, Farm (\$900.00) and Home (\$1,200.00) Demonstration Agents	2,100.00
65-D. Salary Supplement, Home Demonstration Agent	280.00
65-D-1. Supplies for Home Demonstration Agent	75.00
65-D-2. Salary Supplement, Assistant Home Demonstration Agent	280.00
65-E. Salary Supplement, Farm Demonstration Agent	1,300.00
65-F. Boys' 4-H Club	100.00
65-G. Girls' 4-H Club	100.00
65-H. Home Demonstration Club Work	50.00

65-I. Salary Supplement, Negro Demonstration Agent (Part)	1,000.00
65-J. Salary and Expense, Assistant to Negro Farm Demonstration Agent	2,800.00
65-K. Negro Home Demonstration Agent, Part Salary	851.00
65-L. Expense, Negro Home Demonstration Agent ..	180.00
65-M. Expense, Negro Farm Demonstration Agent ..	240.00
65-N. Negro Fair Association	300.00
65-O. Negro Boys' 4-H Club	100.00
65-P. Stenographer, Negro Home and Farm Demonstration Agents	1,900.00
65-Q. Negro 4-H Girls' Club	100.00
65-R. New Home Makers' Club	100.00
65-S. Rent, Negro Farm and Home Demonstration Office	360.00
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Total, Farm and Home Demonstration Department	\$ 13,371.00

Social Service:

- 70-A. Relief for the needy under the supervision of Department of Public Welfare\$ 4,500.00
Such sum to be advanced to County Welfare Department quarterly and, at the end of each quarter period, the County Legislative Delegation shall be furnished a statement showing how such money was spent.
- 70-B. Hospital Aid for Charity Patients 30,000.00
Provided, such sum of money shall be paid to the Orangeburg Hospital at Orangeburg in quarterly payments and, before such payments are made, the hospital shall furnish to the Orangeburg County Highway Commission a statement showing the number of charity patients treated, and the number of days such patients were treated during the preceding quarter, and not more than thirty per cent of the total appropriation shall be drawn for any one quarter of the fiscal year. *Provided*, further, that the officials of the hospital shall have the right to enlist the assistance of the Orangeburg Coun-

ty Department of Public Welfare in investigating the financial standing of any person applying for assistance under the provisions of this section. *Provided*, further, that not more than seven dollars and fifty cents per day shall be payable from county for care of any patient.

70-C. County Welfare Department, Petty Cash	600.00
70-D. Expense of Child Welfare Workers	800.00
70-G. Stenographer, Department of Public Welfare ..	2,400.00
72-A. Salvation Army, for aid in county	600.00
73-A. Children's Nursery at Orangeburg	600.00
73-F. Colored Children's Work	180.00
73-H. Sunlight Club, for aid in county	600.00

The amount hereinabove appropriated under item 70-G shall be transmitted to the State Department of Public Welfare for the purpose of paying the salary of a stenographer in the local office.

Total, Social Service	\$ 40,280.00
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Miscellaneous Expenses and Services:

75-A. Salary of Coroner (Part Time)	\$ 660.00
75-B. Payment of Coroner's juries at rate of two dollars for each member	400.00
75-C. Orangeburg County Planning and Development Commission	10,000.00
<i>Provided</i> , that the Orangeburg County Planning and Development Commission may draw the above amount and deposit the proceeds in its own bank account to carry on the duties prescribed for it by law.	
75-D. Salary, Service Officer	5,500.00
<i>Provided</i> , that his full time is given to the duties of his office.	
75-D-1. Stenographer for Service Officer	2,544.00
75-D-2. Expenses, Service Officer	1,500.00
<i>Provided</i> , that he be furnished an office in the courthouse.	
75-E. Salary, Members of Board of Registration	1,300.00

Provided, the chairman shall receive a salary of \$500.00 from county appropriation.

75-G. Expense, Local South Carolina National Guard Units	1,000.00
75-I. Treatment of T. B. Patients	780.00

Total, Miscellaneous Expenses and Services ...\$ 23,684.00

General Expense:

80-A. Stationery, Books, Office Supplies, Equipment, Printing, Postage and Advertising	\$ 15,000.00
80-B. Insurance on Public Buildings	900.00
80-C. Premiums on Bonds of County Officials	950.00
80-D. Courthouse, Expenses, including coal, water, lights, supplies, telephones, etc.	15,000.00
80-E. Part time Clerical Help, Orangeburg Soil Conservation District	1,000.00
80-G. Printing County Claims	600.00
80-H. Janitor Service, Courthouse	2,100.00
80-I. Janitors, Office Building	980.00
80-J. Janitors, County Health Center	1,200.00
80-K. To match funds of county officers and employees for retirement purposes and Social Security ...	15,500.00
80-L. Workmen's Compensation Coverage	1,000.00
80-N. To supplement funds, County Officers and Employees—Group insurance	6,400.00
80-P. Civil Air Patrol	1,000.00

Total, General Expense

Contingent Fund:

85-A. Contingent Expenses	\$ 25,000.00
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Provided, that the expenditures from this item shall be approved by the County Legislative Delegation.

Total, Contingent Fund

Transitory Expenditures:

90-G. For heat, water and expenses of curb market . . \$ 180.00
Provided, this amount shall be paid monthly to
the secretary.

Total, Transitory Expenses	\$ 180.00
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TOTAL FOR OPERATING EXPENSES . . \$592,684.02

SECTION 2. The sums herein appropriated for the specific purposes under the several items herein are the maximum amounts which shall be expended for the respective purposes and no warrant or warrants shall be issued in excess of such amounts, nor shall any indebtedness be incurred which in the aggregate exceeds the amounts provided for each item, and the Treasurer of Orangeburg County is prohibited from paying any warrants which exceed such sum; *provided*, that no money shall be spent otherwise than is specifically authorized by this act or the legislative delegation, as provided herein, and all unexpended balances not otherwise directed in this act shall be placed to the credit of the general county fund; *provided*, further, that the Treasurer of Orangeburg County is authorized to deposit county funds in any banking institution or depository within the county, where the deposits are not insured, provided such banking institution or depository shall place with the county treasurer securities which in his judgment adequately protect any such deposit; *provided*, further, that sums hereinabove appropriated for salary adjustments for respective departments and officers shall be disbursed as designated by the department or office head and shall be submitted in writing and filed with the county treasurer.

SECTION 3. The sums hereinabove appropriated shall only be used if so much be necessary and when not otherwise provided. Salaries and expenses, where combined in the same item, shall be paid monthly without requiring expenses to be itemized. *Provided*, that where expenses are provided as a separate item they shall not be paid except upon sworn itemized statements of the same. Travel paid for by the county shall be at the rate of seven cents per mile except that, when a public conveyance is used, only the actual cost of the transportation shall be paid.

SECTION 4. All sums received by the county treasurer from the officers formerly receiving fees in Orangeburg County shall be cred-

ited to the general county fund, and the treasurer shall keep a separate record of the monthly remittance from each such officer. *Provided*, that whenever any fees are due to any county officers by reason of work or service done for the county and, where the fees required by law to be paid would have to be paid by the county, the various county officers heretofore entitled to charge fees are instructed and authorized to perform such services and do such work without requiring the payment of such fees. *Provided*, however, each officer shall make a record of such work or service performed for the benefit of the county and file a statement of same with the county treasurer in making his monthly statement.

SECTION 5. Wherever reference is made in this act, or any other legislation, to any action of or by the legislative delegation, the same means the joint approval, agreement or order of the Senator and one-half of the Representatives of Orangeburg County in the General Assembly holding office at the time of such instructions.

SECTION 6. No portion of the funds hereby appropriated shall be used to pay for public liability insurance on any motor vehicle owned by Orangeburg County. The appropriation for Contingent Expenses may be used by the Orangeburg County Highway Commission to pay any deficit arising by reason of claims under Items 30-F, 43-B, 43-C, 50-A, 55-C, 80-A, 80-D, 80-K and 80-L, in case the specific appropriations therefor shall be exhausted.

SECTION 7. Upon written authorization of the Legislative Delegation from Orangeburg County, the Orangeburg County Highway Commission shall make the necessary repairs and improvements to the public buildings owned by the county, and the expense thereof shall be paid from the ordinary funds of the County.

SECTION 8. The county service officers, the attendance teacher, each outside deputy sheriff, the county health director and the county forestry ranger shall prepare written reports quarterly as to their activities and services, sending a copy to each member of the county legislative delegation.

SECTION 9. Jurors in the County Court shall be paid a per diem of four dollars for each day of attendance upon any session of the County Court.

SECTION 10. Any appropriations made by this act may be reduced or eliminated by order of the Legislative Delegation from Orangeburg County.

SECTION 11. If any word, phrase, part or section of this act is held unconstitutional, the remaining portion shall continue in full force and effect.

SECTION 12. All acts or parts of acts inconsistent herewith are repealed.

SECTION 13. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1083, S731)

No. 1105

An Act To Supplement From The General Fund Of Orangeburg County, Funds Of Orangeburg Regional Hospital And Funds To Be Borrowed By Orangeburg Regional Hospital A Federal Grant For The Purpose Of Enlarging The Facilities Of The Orangeburg Regional Hospital.

Whereas, the County of Orangeburg owns the Orangeburg Regional Hospital situate in the City of Orangeburg, South Carolina, including the real and personal property owned by it; and

Whereas, great necessity exists for the expansion of the facilities of this hospital, due to the crowded conditions and lack of sufficient beds to accommodate the patients at said hospital; and

Whereas, the General Assembly finds that additional hospital facilities are required, and the Board of Trustees estimate the total cost at eight hundred thousand dollars; and

Whereas, the Federal Government has offered a grant of four hundred thousand dollars to the hospital for the purpose of enlarging its facilities on condition that a sum not less than four hundred thousand dollars be provided to be used in connection with this grant; and

Whereas, it appears that the only source from which this sum can be obtained is as follows:

(1) One hundred fifty thousand dollars from the General Fund of Orangeburg County, (2) One hundred thousand dollars from the re-

serve fund on hand for improvements of the Orangeburg Regional Hospital, and (3) One hundred fifty thousand dollars from the proceeds of a loan by the Orangeburg Regional Hospital. Now, therefore, with these general objectives in view, this act is adopted.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Orangeburg County—appropriation for hospital.—funds to be matched.—For the purpose of constructing and equipping improvements to the Orangeburg Regional Hospital, which hospital is operated by the Orangeburg Regional Hospital Board of Trustees, there is hereby appropriated from the General Funds of Orangeburg County the sum of one hundred fifty thousand dollars. The sum hereby appropriated shall be made available and placed in a special hospital building fund by the county treasurer, if and when the Board of Trustees of the hospital shall pay over to the Treasurer of Orangeburg County the sum of one hundred thousand dollars for the same purpose. Such moneys, together with proceeds of the loan of one hundred fifty thousand dollars authorized thereby, shall be applied to meet the cost of constructing and equipping additional public hospital facilities for Orangeburg County and shall be used to match a Federal grant of four hundred thousand dollars, granted under the so-called "Hill-Burton Act."

SECTION 2. Hospital facilities may be improved or enlarged.—To the extent that moneys shall become available from the sources referred to in Section 1, or shall otherwise be donated for such purposes, the Board of Trustees is authorized and empowered to improve and enlarge the public hospital facilities operated in the City of Orangeburg under the name of the Orangeburg Regional Hospital.

SECTION 3. Orangeburg Regional Hospital may borrow money—note—execution—interest.—In order to provide the additional money necessary to be borrowed, the Board of Trustees of the Orangeburg Regional Hospital is hereby authorized and empowered to borrow not exceeding one hundred fifty thousand dollars. The amount borrowed shall be evidenced by a negotiable note or notes to be executed by the Chairman and Secretary of the Board of Trustees of the Orangeburg Regional Hospital and by the Treasurer of Orangeburg County. The note or notes shall be in such denomination or denominations as the Board of Trustees, in its judgment may deem advisable, shall bear interest at a rate not exceeding five per cent per annum,

payable annually. The principal shall be repaid in installments of at least one-tenth each year over a period of ten years, with the right to anticipate payment of all or any part thereof on any annual interest paying date and shall have the right and power to renegotiate any part of the indebtedness provided the same does not violate the provisions for the annual payment of at least one-tenth of the original principal debt per annum.

SECTION 4. Payment.—For the payment of the note or notes the Board of Trustees shall pledge the income and revenue of the Orangeburg Regional Hospital. The full faith, credit and taxing power of Orangeburg County is also hereby irrevocably pledged to the payment of the indebtedness provided for in this act in the event the hospital revenue is not sufficient to make the required installment payments of principal and interest.

SECTION 5. Payment—further.—The Board of Trustees shall on or before the first day of July of each year, while any indebtedness under this act is outstanding, pay over to the County Treasurer all sums available for the repayment of said note or notes and in the event the amount so deposited with the treasurer is insufficient to make the payments when due, then the County Treasurer is authorized to pay the same from the General Funds of Orangeburg County.

SECTION 6. Powers of trustees.—The powers and authorizations hereby conferred upon the Board of Trustees and County Treasurer shall be in addition to all other powers and authorizations previously vested in the Board of Trustees and County Treasurer.

SECTION 7. Exempt from taxes.—The principal and interest of note or notes issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 8. Saving clause.—If any word, phrase, part or section of this act is held unconstitutional, the remaining portion shall continue in full force and effect.

SECTION 9. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 10. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1084, S737)

No. 1106**An Act To Authorize The Closing Of A Portion Of The 500 Block Of Laurel Street In The City Of Orangeburg.**

Whereas, a portion of the land on both sides of the 500 block of Laurel Street in the City of Orangeburg is devoted solely to the use of the Orangeburg Regional Hospital; and

Whereas, the closing of that portion of Laurel Street would facilitate the operations of the Orangeburg Regional Hospital. Now, therefore,

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. City of Orangeburg—portion of Laurel Street closed.—That portion of the 500 block of Laurel Street in the City of Orangeburg beginning at a point one hundred nine and four-tenths feet east of Summers Avenue and continuing for a distance of two hundred fifty feet to a point seventy-five feet west of Holly Street is closed permanently to all traffic, vehicular or otherwise.

SECTION 2. Title to property vested in county.—The fee simple title to that portion of Laurel Street described in Section 1 of this act is hereby vested in Orangeburg County.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R672, H2263)

No. 1107

An Act To Further Amend Act No. 1163 Of 1958, As Amended, Relating To Easley-Central Water District In Pickens County, So As To Redefine The Boundaries Of Such District, And Confirm The Right Of Such Easley-Central Water District To Issue Bonds Pursuant To The Election Heretofore Held In Such District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 1163 of 1958, amended—Easley-Central Water District—area redefined.—Section 1 of Act No. 1163 of 1958, as amended, is further amended to read as follows:

“Section 1. There is hereby created and established in Pickens County a district to be known as ‘Easley-Central Water District’, which district shall be a public corporation of perpetual succession and shall have the functions prescribed by this act. The district shall include and be comprised of the following territory:

Beginning at a point in the center of U.S. Highway No. 123 at municipal limits of City of Easley on the West and continuing down center of said U.S. Highway No. 123 in the direction of Liberty, with a radius of one-half mile on either side of said highway to the municipal limits of the Town of Liberty on the East; a strip one-half mile wide on each side of the centerline of U.S. Highway No. 123; beginning at the intersection of the centerline of said highway and the western municipal limits of the Town of Liberty, and from a line through this point extending on each side of said highway in a N 46° 53′ W direction for a distance of one-half mile on each side of said highway; thence along the centerline of said highway to the intersection of the centerline of said highway and the northeastern municipal limits of the Town of Central; And a strip one-half mile wide on each side of the centerline of S.C. Highway No. 137; beginning at the intersection of the centerline of said highway and the northwestern boundary of the heretofore described area; thence along the centerline of said highway to the intersection of the centerline of said highway and the centerline of Twelve Mile River; except for an area in the Cateechee village bounded on the North and West by Twelve Mile River, on the East by a line running North from the intersection of Main and River Streets, and on the South and East by a line running S 45° 00′ W from the intersection of said streets. The entire corporate limits of the Town of Norris is included in the boundaries of the district. A plat of the entire district is of record in the office of the Clerk of Court for Pickens County.”

SECTION 2. Issuance of bonds reaffirmed.—The election heretofore held in such district on December 30, 1959, pursuant to Act No. 1163 of 1958, as amended, having resulted favorably by a substantial majority, the General Assembly declares that the conditions precedent to the issuance of bonds pursuant to Act No. 1163 of 1958, as

amended, are declared fully met, and the Easley-Central Water District Commission is hereby fully authorized and empowered to issue not exceeding one million five hundred thousand dollars of general obligation bonds of Easley-Central Water District pursuant to the act recited above, the proceeds of which shall be used by the commission to construct and establish a water system in such district. Such issue may be additionally secured by a pledge of such of the net revenues to be derived from the operation of the water distribution system as the commission shall approve, and the bonds when sold and delivered shall be valid and binding obligations of Easley-Central Water District, payable from ad valorem taxes, without limit, upon all taxable property in the water district and, to the extent that the commission shall so provide, by a pledge of net revenues as above provided.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 19th day of March, 1960.

(R860, H2481)

No. 1108

An Act To Empower Pickens County To Construct And Equip A New Courthouse; To Issue General Obligation Bonds To Defray The Costs Thereof; To Prescribe The Conditions Under Which The Bonds May Be Issued; And To Make Provision For The Payment Of Such Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. New courthouse for Pickens County authorized.—The determination of the Board of Commissioners of Pickens County, made after recommendation by the Pickens County Grand Jury and after due investigation and recommendation of the Pickens County Buildings Commission, which was created by Joint Resolution No. 1159 of 1958, that it is to the best public interest to tear down and remove the present Pickens County Courthouse building and to construct and equip a new Courthouse building upon the same site at a

total cost estimated not to exceed four hundred thousand dollars, is hereby approved.

SECTION 2. Issue bonds.—In order to provide funds to be used to pay the cost of constructing and equipping a new courthouse, the Finance Board of Pickens County, hereinafter referred to as the “Board”, consisting of the County Supervisor, the County Superintendent of Education and the County Treasurer, who together constitute the Pickens County Finance Board pursuant to Section 14-3155, Code of Laws of South Carolina, 1952, shall be empowered to issue not exceeding four hundred thousand dollars of general obligation bonds of Pickens County, the proceeds of which shall be expended in constructing and equipping a new Courthouse for Pickens County.

SECTION 3. Maturity — redemption — interest — dates.—The bonds shall be issued either as a single issue or from time to time in several separate issues. Each issue of bonds shall mature serially in successive annual installments of such amounts as may be determined by the Board, except that the maturity date of the last installment of such bonds or any series thereof shall be not later than twenty years from the date the bonds bear, and the first maturity date of any series may be postponed not more than eight years from the date the bonds bear. Any bond issued pursuant to this act may, at the discretion of the Board, contain a provision permitting its redemption prior to its stated maturity at such time, upon such terms and at such premiums as shall be prescribed by the Board. The bonds shall be of such denomination, shall bear such rate or rates of interest as the Board may determine, payable semiannually or on such occasion as the Board shall determine, but the average rate of interest for the bonds or any issue thereof shall not exceed four per cent per annum. The bonds shall bear such date or dates and be payable at such place or places as the Board may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Pickens County, and the principal thus made payable to the registered holder, unless the last registered transfer shall have been to bearer, upon such conditions as the Board may prescribe.

SECTION 4. Execution.—The bonds shall be executed in the name of Pickens County by the Board, under the seal of the Board. The interest coupons to such bonds need not be authenticated otherwise than

by the facsimile signatures of the Supervisor and the Treasurer of Pickens County lithographed or engraved thereon.

SECTION 5. Sale.—All bonds issued pursuant to this act shall be sold by the Board at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of any bonds authorized by this act, shall be published in a newspaper of general circulation in the State of South Carolina. *Provided*, that the Board may reserve the right to reject any and all bids. *Provided*, further, that if all bids that shall be received at any sale be rejected, the Board may, within thirty days thereafter, negotiate a private sale or sales of such bonds at not less than par and accrued interest and at an interest cost not greater than the most advantageous bid received at the public offering of the bonds, or if no bids shall be received at such offering, at an interest cost not greater than that permitted by Section 3 of this act.

SECTION 6. Proceeds.—The proceeds derived from the sale of the bonds shall be deposited with the Treasurer of Pickens County in a special fund, separate and distinct from all other funds, and shall be expended for the following purposes:

(1) Any accrued interest shall be applied to meet the first installment of interest to become due on the bonds.

(2) Any premium received shall be applied to the payment of the first or any subsequent installment of interest to become due on the bonds.

(3) The balance of the proceeds shall be expended upon the order or warrant of the Board for:

(a) The cost of issuing the bonds authorized hereby;

(b) To defray the cost of constructing and equipping a new Court-house for Pickens County.

(c) If any moneys shall remain after making the foregoing applications, the remainder shall be held by the Treasurer of Pickens County and applied to the retirement of bonds issued pursuant to this act, either interest or principal, as the same may become due. No purchaser or subsequent holder of any of the bonds shall look to or be responsible for the proper application of the proceeds to the purposes for which such bonds are issued.

SECTION 7. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively

mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Pickens County is hereby irrevocably pledged and there shall be levied annually by the Auditor of Pickens County and collected by the Treasurer of Pickens County, in the same manner as other county taxes are levied and collected, a tax without limit upon all taxable property in the county, sufficient to pay the principal of and interest on such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 8. Exempt from taxes.—The principal and interest of all bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 9. Saving clause.—If any portion or provision of this act shall for any reason be declared invalid, such invalidity shall not affect the remaining portions thereof.

SECTION 10. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R1051, H2384)

No. 1109

A Joint Resolution Proposing An Amendment To Section 5 Of Article X Of The Constitution, So As To Increase The Limitation Upon The Bonded Indebtedness Of School District A Of Pickens County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, proposed—bonded indebtedness of School District A of Pickens County.—There is proposed the following amendment to Section 5 of Article X of the Constitution of this State: add at the end of the section the following: "*Provided*, that the limitations imposed by Section 5 of Article X are removed for School District A of Pickens County and such district may impose a bonded indebted-

ness not exceeding eighteen per cent of the assessed value of the taxable property in the district. This limitation shall not be construed to affect or limit the power of other political subdivisions or municipal corporations covering or extending over any portion of the territory in the district."

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: "Shall Section 5 of Article X of the Constitution of this State be amended so as to permit the increase of the bonded indebtedness of School District A of Pickens County not to exceed eighteen per cent of the assessed value of the taxable property in the district?"

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words 'In favor of the amendment,' and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words 'Opposed to the amendment.'"

(R1062, H2615)

No. 1110

An Act To Provide For The Levy Of Taxes In Pickens County For County And School Purposes For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Direct The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of so many mills as are necessary is hereby levied on all taxable property in Pickens County, for county and school purposes, for the fiscal year beginning July 1, 1960, and ending June 30, 1961, for the amounts and purposes hereinafter mentioned. The millage levy shall not exceed that number of mills, or fractions thereof, actually necessary to raise the sums herein appropriated. After deducting the expected revenues herein stated, such millage shall be determined by the Pickens County Auditor, subject to the approval of a majority of the Pickens County Legisla-

tive Delegation. *Provided*, the ordinary county tax millage shall be set at a time different from that at which the school tax levy is set by the auditor upon recommendation of a majority of the members of the Board of Trustees of Pickens County School District A.

Item 1. Roads and Bridges, Cross-county Roads, etc.:

- A. Maintenance, Roads and Bridges and County Farm\$240,000.00

Provided, that not more than \$25,000.00 of the above sum shall be expended within the incorporated municipalities upon recommendation of the Pickens County Municipal Association and approval of a majority of the Legislative Delegation. *Provided*, further, that not to exceed \$40,000.00 of the above sum may be expended prior to July 1, 1960, upon the approval of a majority of the Legislative Delegation. *Provided*, further, that a five per cent raise shall be given to employees paid from this appropriation. However, any raise given within the past twelve months may be considered a part of such raise. *Provided*, further, that when this appropriation is expended no additional funds will be available until July 1, 1961.

- B. New machinery to be purchased on written approval of a majority of the Pickens County Legislative Delegation 30,000.00

Total, Item 1\$270,000.00

Item 2. County Officers, Salaries and Expenses:

- A. Clerk of Court\$ 5,000.00
 A-1. Deputy Clerk of Court 3,201.45
 A-2. Clerk 2,934.75
 A-3. Assistant Clerk 2,182.95

Provided, that the Clerk of Court may designate the persons to fill the offices listed as A-1, A-2 and A-3 hereinabove and such designations shall be filed in writing with the Pickens County Board of Commissioners.

- B. Supervisor's Salary 5,000.00

<i>Provided</i> , the Supervisor is allowed to use the gas and oil of the county for his car when necessary for county business.	
B-1. Clerk to Supervisor and County Commissioners	3,638.25
B-2. Assistant Clerk	1,200.00
C. Two County Commissioners	4,000.00
D. Coroner	1,212.75
E. County Attorney	880.00
F. County Physician	880.00
<i>Provided</i> , that the sums authorized in Items D and F shall be paid quarterly.	
G. County Auditor	1,302.00
<i>Provided</i> , the salary of the County Auditor shall not exceed the sum of \$5,000.00.	
G-1. Clerical Help for Auditor	2,205.00
G-2. Mileage for Auditor	350.00
H. County Treasurer	1,302.00
<i>Provided</i> , the salary of the County Treasurer shall not exceed the sum of \$5,000.00.	
<i>Provided</i> , further, that a notice shall be sent to every taxpayer when county ordinary taxes or county school taxes are increased. Such notice shall state the purpose and method of such increase.	
H-1. Clerical Help for Treasurer	2,910.60
H-2. Extra Clerical Help, October, November, December and January	600.00
<i>Provided</i> , that the above sum shall be spent upon written approval of a majority of the Delegation.	
I. County Sheriff	5,000.00
I-1. Eight Deputy Sheriffs	29,760.00
<i>Provided</i> , the above deputy sheriffs shall perform duties at the county jail as directed and scheduled by the county sheriff.	
I-2. Travel expenses for Sheriff and Deputies ..	7,200.00
<i>Provided</i> , gasoline shall be furnished by the County.	
I-3. Maintenance of Automobiles—	
Sheriff's Department	5,000.00

Provided, two thousand dollars of the above amount, if so much be needed, shall be used for the purchase of a new automobile upon the approval of a majority of the Pickens County Legislative Delegation.

I-4. Uniforms for Sheriff and Deputies 1,600.00

Provided, uniforms shall be purchased from the Pickens County firm offering the lowest bid price for the fiscal year.

I-5. Six mill deputies, at fifty-five dollars per month, to be appointed by the Sheriff and provided by the Sheriff with such duties of his office as they may be able to perform within the limits of the compensation they shall receive hereinabove 3,960.00

I-6. Maintenance of radio system for Sheriff's Department 1,000.00

Provided, that the above amount shall be spent on the written approval of the Pickens County Legislative Delegation.

J. Probate Judge 5,000.00

J-1. Clerical Help 1,800.00

K. Tax Collector 3,456.60

K-1. Clerical Help for Tax Collector 788.00

K-2. Mileage for Tax Collector 250.00

L. County Jailor 3,000.00

M. Magistrates :

M-1. Easley 2,756.25

M-2. Pickens 2,425.50

M-3. Liberty 1,984.50

M-4. Central 1,984.50

M-5. Six Mile 600.00

M-6. Magistrates' Constables, Salaries :

(a) Liberty 553.35

(b) Central 386.40

(c) Easley 1,890.00

Provided, the Easley constable shall devote full time to the duties of this office.

M-7. Magistrates' Constables—Fees and Mileage 1,200.00

N. Caretaker, County Home	3,121.65
N-1. Travel, County Home Caretaker	150.00
<i>Provided</i> , County Home Caretaker shall receive seven cents per mile actually traveled in the scope of his employment to be paid by board of county commissioners upon receipt of duly verified claim, not to exceed the amount herein provided.	
N-2. Cook for County Home	1,143.45
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Total, Item 2	\$124,809.95
Item 3. County Boards:	
A. Board of Equalization	\$ 500.00
B. Board of Registration	500.00
C. Board of Vital Statistics	400.00
<i>Provided</i> , each member to be paid twenty-three dollars per year and twenty-five cents for each certificate.	
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Total, Item 3	\$ 1,400.00
Item 4. Court Expenses, Jurors, Witnesses, Etc.:	
A. Jurors and Witnesses	\$ 9,300.00
B. Expense, Stenographer, 13th Judicial Circuit ..	310.00
B-1. Travel expense, Solicitor, 13th Judicial Circuit	310.00
C. Post Mortems, Inquests and Lunacies	400.00
D. Jurors for Coroner's Inquests	50.00
E. Stenographer at Inquests	100.00
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Total, Item 4	\$ 10,470.00
Item 5. County Home and Feeding Prisoners:	
A. County Jail	\$ 4,000.00
B. County Home	6,000.00
C. Transporting Prisoners	400.00
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Total, Item 5	\$ 10,400.00
Item 6. Public Buildings:	
A. Water, Lights and Insurance	\$ 4,000.00
<i>Provided</i> , that the sum of two hundred and ten dollars, if so much be needed, be used for the	

purchase of insurance against liability by reason of explosion of boilers in the various county buildings, and the sum of seven hundred and ninety-five dollars shall be used to purchase insurance against liability on county vehicles, if so much be needed in each case.

B. Telephone and Telegraph	4,000.00
C. Fuel	1,400.00
D. Janitor Service & Supplies	2,680.00
<i>Provided</i> , the Board of Commissioners shall employ such person or persons as may be necessary and provide the supplies to maintain the county buildings in a clean and sanitary condition.	
E. Printing, Postage and Stationery	8,000.00
F. Repairs on Public Building	1,000.00
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Total, Item 6	\$ 21,080.00

Item 7. Miscellaneous:

A. Bond Premium, County Officers	\$ 850.00
B. County Library	13,496.60
<i>Provided</i> , that \$200.00 of the above sum is appropriated for a library staff intern employee.	
<i>Provided</i> , further, that \$2,000.00 of this appropriation shall be expended for the purchase of books to be distributed throughout the branches of the Pickens County Library. <i>Provided</i> , further, that from the increase in appropriation a five per cent raise shall be given employees.	
C. Compensation insurance premium, employee other than elective	2,000.00
D. Annual Audit of County Books	1,800.00
E. Contingent Fund, to be expended upon the written approval of a majority of the Pickens County Legislative Delegation	7,000.00
F. County's part, Employees Retirement Fund	11,000.00
G. Mileage, Pickens County Fire Control Wardens (3 @ \$25.00 per month each)	900.00
H. Adult Education Program	2,000.00
<i>Provided</i> , that such program shall be approved by the Pickens County Legislative Delegation.	

I. Maintenance of Watershed Projects		750.00
<i>Provided</i> , the above sum shall be spent on written approval of a majority of the Pickens County Legislative Delegation.		
Total, Item 7		\$ 39,796.60
Item 8. Farm Demonstration:		
A. 4-H Club, Boys	\$	200.00
B. 4-H Club, Girls		200.00
C. F.F.A.		200.00
D. Supplies for Home Agent		100.00
E. Clerical Help for County Agent's Office		500.00
F. Supplement to Salary of County Farm Agent ..		350.00
G. Supplement to Salary of Assistant County Farm Agent		250.00
G-1. Supplement to Salary of Assistant County Farm Agent		250.00
H. Supplement to Salary of County Home Demonstration Agent		250.00
I. Supplement to Salary of Assistant County Home Demonstration Agent		250.00
<i>Provided</i> , that the sums appropriated in subitems F, G, G-1, H and I shall be paid in equal quarterly payments.		
Total, Item 8		\$ 2,550.00
Item 9. Pickens County Department of Public Welfare:		
A. Emergency Relief (to prospective clients)	\$	1,500.00
B. Child Welfare (Mileage)		920.00
C. Foster Board Care		800.00
D. Special Services (Lunches for Child Welfare and other clients when taken out of county on all-day trips)		200.00
E. Pickens County Board of Public Welfare, at two hundred dollars per annum per member		600.00
F. Relief for temporary emergencies		500.00
<i>Provided</i> , that the above amount shall be spent on the written authorization of the Pickens County Board of Public Welfare.		
Total, Item 9		\$ 4,520.00

Item 10. Pickens County Health Department:

- A. Burial of Paupers\$ 300.00
B. Pickens County Health Unit 12,213.25

Provided, that all moneys expended from this appropriation, together with such funds as may be contributed by the State and Federal Governments for the operation of the County Health Unit, shall be in accordance with a budget filed with and approved in advance of such expenditures by a majority of the Pickens County Legislative Delegation.

Total, Item 10\$ 12,513.25

Item 11. National Defense:

- A. Easley Unit\$ 1,100.00
B. Clemson Unit 300.00
C. Civil Defense 2,400.00

Provided, that the above amount shall be expended only on the approval of a majority of the County Legislative Delegation.

Total, Item 11\$ 3,800.00

- Item 12. Pickens County Service Officer\$ 4,189.50
Clerical Help 1,940.40

Total, Item 12\$ 6,129.90

- Item 13. County Cooperative Breeding Association\$ 1,800.00

Provided, that not to exceed one hundred and fifty dollars per month shall be paid from this appropriation by the county treasurer on an itemized statement of the officers of the association.

Total, Item 13\$ 1,800.00

- Item 14. Pickens County Charity Hospital Fund\$ 35,000.00

Provided, that no moneys are to be expended until a definite rate per day be established and approved by a majority of the Pickens County Legislative Delegation, and be filed in writing with the County Board of Commissioners. *Pro-*

vided, further, that the above sum shall be regulated, supervised and administered by the Pickens County Board of Public Welfare. *Provided*, further, that the costs and expenditures for hospitalization and administration shall not exceed the above sum and no appropriation for administration or hospitalization shall be made when these funds are expended.

Provided, further, that any funds withheld from Pickens County by the State of South Carolina for charity hospitalization shall be reimbursed by an equal amount from this appropriation to the general fund of Pickens County.

Total, Item 14	\$ 35,000.00
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GRAND TOTAL	\$544,269.70
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Less Estimated Revenues—Other than Taxes:

Magistrates—Fines and Fees	\$ 40,000.00
From the Probate Judge	1,000.00
From the Clerk of Court	25,000.00
From the County Supervisor	10,000.00
From the Sheriff	1,000.00
From the Tax Collector	15,000.00
From the Wine and Beer Tax	8,000.00
Liquor Tax	30,000.00
Gas Tax	140,000.00
Income Tax	50,000.00
From Insurance License Fees	15,000.00
Tax from Banks	3,500.00
State Contribution for Service Officer	4,500.00
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	\$343,000.00

Total amount to be raised by Taxes	\$201,269.70
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SECTION 2. The county board of commissioners is hereby authorized and directed to publish quarterly statements in the two Pickens County newspapers. They shall publish only the amount appropriated and the unexpended balance of each item.

SECTION 3. No bills or claims against Pickens County for supplies purchased or services rendered shall be approved by the supervisor and the county commissioners, except in meeting assembled. No such bills or claims shall be approved for payment and no vouchers shall be issued for same unless such bills or claims are properly itemized showing the supplies or articles purchased, and the services rendered, with the proper dates of such purchases and of rendering of such services and duties.

SECTION 4. Transfer from one item to another may be made only upon the written approval of a majority of the Pickens County Legislative Delegation, and they shall have power and authority to provide for and add to the appropriation herein made any sum sufficient to take care of any deficit which may prove to exist from the maintenance of the costs of the county government during the year 1960-61.

SECTION 5. The auditor and the treasurer, with the approval of a majority of the Pickens County Legislative Delegation, are hereby authorized and empowered to increase the general levy above provided to meet the appropriations made.

SECTION 6. There is hereby levied four mills for interest and a sinking fund on county bonds.

SECTION 7. Magistrates' Constables for whom salaries are appropriated shall be appointed by the magistrates in the respective townships. The duties of Magistrates' Constables at Pickens and Six Mile shall be performed by the sheriff and his deputies.

SECTION 8. The Auditor of Pickens County shall levy a sufficient number of mills, or fraction thereof, to raise the sums necessary to operate the public schools of the school district of Pickens County in accordance with a budget to be prepared and presented to him by a majority of the trustees of the school district. Such budget shall include the necessary sums for payment of the share of this county of the compensation of the agriculture teachers in the school system, and the trustees are authorized to expend such sums from the amount appropriated in their budget for that purpose. The school tax levy shall be set at a time not less than one week after the ordinary county tax levy is set. The school tax millage shall be within the statutory limitation.

SECTION 9. The annual compensation of each member of the Board of Trustees of Pickens County School District A and of each member of the County Board of Education is hereby fixed at twenty-five dollars. The sum necessary to pay the compensation herein prescribed shall be expended from the educational funds of the county.

SECTION 10. Any sum appropriated under the provisions of this act for salaries shall lapse upon the discharge, death, removal or resignation of the officer or employee to whom the appropriation applies, or by vacancy, however created, of the office to which such appropriation applies, and any employee or officer succeeding such employee or officer shall be paid at a compensation to be fixed in writing by a majority of the legislative delegation, and filed with the County Board of Commissioners.

SECTION 11. All county officials, authorized to disburse funds designated in the county appropriations act, are instructed to expend no funds in excess of amounts appropriated without the written approval of a majority of the county legislative delegation, and thereby avoid violation of Section 14-315, Code of Laws of South Carolina, 1952.

SECTION 12. A section of the county jail shall be reserved and set apart to be used for quartering offenders of sixteen years of age or less.

SECTION 13. The Treasurer of Pickens County is authorized to pay to the probation officer who has jurisdiction over Pickens County such sums as are necessary for compensation for additional duties in the investigation of cases in which persons under the age of eighteen years are charged with criminal offenses, upon the authorization of a majority of the legislative delegation. The probation officer shall make a complete report with his recommendations, to the magistrate or circuit court having jurisdiction of the cases involving these persons.

SECTION 14. When such purchasing or placing of orders is made, the equipment, materials, goods, wares, merchandise or services needed shall be purchased from firms or individuals within the county whenever such firms or individuals are reliable and offer equipment, material, goods, wares, merchandise or services of equal quality and specifications with like goods from outside the county and at a

price equal to or less than the price submitted by such nonresident bidders.

SECTION 15. No salary shall be paid under the provisions of this act until such employee, as affected, shall have complied with all requirements of the State Retirement Act with regard to any fees collected that are covered under the Social Security Law, such determination of amounts due to be certified to Pickens County by the State Director of the Retirement System.

SECTION 16. All acts or parts of acts inconsistent herewith are repealed.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R633, H2124)

No. 1111

An Act To Authorize The Trustees Of Richland County School District No. 2 And The Treasurer Of Richland County To Borrow One Hundred Thousand Dollars For School Purposes, And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Richland County School District 2 may borrow money—notes—execution—interest.—The Board of Trustees of School District No. 2 of Richland County, and the Treasurer of Richland County, are hereby authorized to borrow one hundred thousand dollars from the State Sinking Fund for school purposes. The amount borrowed shall be evidenced by a note or notes to be executed by each member of the Board of Trustees of School District No. 2 of Richland County, and the Treasurer of Richland County. The note or notes shall bear interest at four per cent per annum from the date thereof, interest to be paid annually, and shall be payable in five equal annual installments, with the right to anticipate payment thereof at any annual interest-bearing period.

SECTION 2. Payment.—For the payment of the note or notes, the Board of Trustees of School District No. 2 and the Treasurer of Rich-

land County shall apply all funds available from the State Educational Finance Commission.

SECTION 3. Payment—further.—As additional security for the loan, in the event the annual grant to the school district by the Educational Finance Commission be insufficient to pay the principal and interest on the loan, the Auditor of Richland County shall levy, and the Treasurer of Richland County shall collect, an annual tax on all the taxable property of School District No. 2 of Richland County sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated. The full faith, credit and taxing power of the school district are hereby irrevocably pledged to the payment of the indebtedness provided for in this act.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of March, 1960.

(R722, H2354)

No. 1112

An Act To Authorize And Empower The Board Of Commissioners Of Richland County To Issue Not Exceeding Three Hundred And Fifty Thousand Dollars Of Bonds Of Richland County Whose Proceeds Shall Be Used For The Improvement And Renovation Of Existing Public Hospital Facilities In Richland County; To Prescribe The Conditions Under Which The Bonds May Be Issued; To Prescribe The Purposes To Which The Proceeds Shall Be Applied; And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Findings of General Assembly.—The General Assembly finds it desirable to renovate and improve existing public hospital facilities owned by Richland County and operated under the

name of the Columbia Hospital by the Board of Trustees established by Act No. 638 of the Acts of 1951, as amended, (herein called "The Hospital Trustees") to the extent permitted by the authorizations of this act.

SECTION 2. Richland County may issue bonds for hospital facilities.—In order to provide funds which shall be used in the renovating and improving of the existing public hospital facilities of Richland County, operated under the name of the Columbia Hospital, the Board of Commissioners of Richland County (hereinafter called "The County Board"), upon the written request of The Hospital Trustees, is hereby authorized and empowered to issue and sell, as a single issue, not exceeding three hundred and fifty thousand dollars of general obligation bonds of Richland County.

SECTION 3. Maturity.—Bonds issued pursuant to this act shall mature in such annual series or installments of equal or unequal amounts as The Hospital Trustees shall prescribe in their written request, except that the first maturity may be postponed until four years from the date the bonds bear, and no bond shall mature more than twenty years from the date of its issue.

SECTION 4. Redemption.—Any of the bonds issued pursuant to this act may be issued with a provision for their redemption prior to their stated maturities, at par and accrued interest, plus such redemption premium or premiums as may be prescribed by The County Board, but no bond shall be redeemable before its maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of the bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 5. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having any bond registered as to principal on the books of the Treasurer of Richland County, upon such conditions as The County Board may prescribe. Except when so registered, all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 6. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as The County Board shall prescribe.

SECTION 7. Interest.—Bonds issued pursuant to this act shall bear interest at such rates as may be determined by The County Board.

SECTION 8. Execution.—Bonds issued pursuant to this act and all coupons annexed thereto shall be executed in the manner provided for by The County Board.

SECTION 9. Sale.—Bonds issued pursuant to this act shall be sold by The County Board at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 10. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as the same respectively mature, the full faith, credit and taxing power of Richland County shall be irrevocably pledged; and there shall be levied annually by the Auditor of Richland County and collected by the Treasurer of Richland County, in the same manner as other county taxes are levied and collected, a tax without limit on all taxable property in Richland County sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Exemption from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of the Acts of 1952.

SECTION 12. Proceeds.—The proceeds derived from the sale of the bonds issued pursuant to this act shall be delivered to the County Treasurer of Richland County and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied by the treasurer to the payment of the first instalment of interest to become due on the bonds.

(b) Any premium shall be applied by the treasurer to the payment of the first instalment of principal of the bonds.

(c) The remaining proceeds shall be expended, upon the order or warrant of The Hospital Trustees, to pay the cost of the issuance of the bonds, and to pay the cost of the renovation and improvement of existing public hospital facilities located in the City of Columbia, South Carolina, owned by Richland County and operated under the

name of the Columbia Hospital; *provided*, that if any sum shall remain on July 1, 1961, it shall be applied by the treasurer to the retirement of bonds issued pursuant to this act.

SECTION 13. Powers of Board.—The powers and authorizations hereby conferred upon The County Board shall be in addition to all other powers and authorizations previously vested in The County Board.

SECTION 14. Final date bonds may be issued.—No bonds may be issued pursuant to this act after December 31, 1961.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 1st day of April, 1960.

(R728, S577)

No. 1113

An Act To Amend Section 5 Of Section 1 Of Act 502 Of 1959, Relating To The Columbia Hospital Of Richland County, So As To Provide That Checks Drawn Against The Columbia Hospital Shall Be Signed By The Chairman, Which Signature May Be In Facsimile, Attested By The Superintendent Or The Auditor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Sec. 5 of Sec. 1 of Act 502 of 1959, amended—claims against Columbia Hospital—signing of checks.—Section 5 of Section 1 of Act 502 of 1959 is amended to read as follows:

“Section 5. All claims against the hospital for all purposes shall be itemized, verified, and approved, as the board of trustees shall direct, and all checks drawn against hospital funds shall be signed by the chairman of the board of trustees, which signature may be in facsimile, and attested by the superintendent or the auditor.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R1101, H2603)

No. 1114

An Act To Create Jackson-Gills Creek Public Service District In Richland County; To Define Its Area; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For The Borrowings By The District, Including The Issuance Of Not Exceeding Three Million Dollars Of General Obligation Bonds Of The District; To Prescribe The Terms And Conditions Under Which Moneys May Be Borrowed By The District; And To Make Provision For Their Payment.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly has made the following findings of fact :

(1) That the area herein defined, which is located in close proximity to the City of Columbia, has become thickly populated to an extent that extensive sewage disposal facilities are necessary. Studies have been made to determine means whereby such facilities can be acquired. Such studies indicate that in order to insure the public health of those living within the area and adjacent thereto, it is necessary to eliminate a large number of septic tanks which constitute a menace to health, and that sewage be collected and disposed of in a manner comparable to that employed by larger municipal corporations, and other thickly settled areas. Such facilities will involve a substantial expenditure, and on that basis it has been recommended that a Special Purpose District be created and empowered to issue bonds.

(2) It is contemplated that such bonds will be general obligations, but that, if arrangements can be made, they be additionally secured by a pledge of the net revenues derived from the operation of the sewage disposal system. Most, if not all, of the buildings to be served by the contemplated sewer system are connected to waterworks systems owned by incorporated municipalities in Richland County or private corporations.

(3) On the basis of the foregoing findings, the General Assembly, in order to preserve the public health of those living in the District, proposes to create Jackson-Gills Creek Public Service District, to provide a governing body for such District, and to empower the governing body to function as provided by this act.

SECTION 2. Jackson-Gills Creek Public Service District created in Richland County—area.—There is hereby created and established in Richland County a Special Purpose District to be known as “Jackson-Gills Creek Public Service District”, which district shall be a public corporation of perpetual succession, and shall have the area and functions prescribed by this act and any subsequent act, amendatory thereof. The District shall include and be comprised of that area of Richland County described as follows:

Beginning at the northwestern corner of the Town of Forest Acres, thence along the northern boundary of Forest Acres in an easterly direction to the intersection of the City of Columbia city limits and the Town of Forest Acres city limits; thence in a northerly, westerly and northerly direction along the City of Columbia city limits to the southern edge of the right of way of U. S. Highway No. 1 (Two Notch Road); thence in an easterly direction along the southern right of way of U. S. Highway No. 1 to the intersection of this line with the southern right of way line of Baldwin Road; thence along this right of way line to its intersection with the eastern right of way of Cushman Drive extended; thence along the eastern right of way line of Cushman Drive in a northerly direction to Burton Street; thence along the center line of Burton Street in a northerly direction to the center line of Oscar Street; thence along the center line of Oscar Street in an easterly direction to the center line of Roscoe Street; thence in a northerly direction along the center line of Roscoe Street for a distance of approximately 500 feet; thence in a northerly direction in a line parallel to and 1,000 feet, more or less, south of the center line of the Southern Railway to Sprott Street extension; thence in a northeasterly direction for a distance of 2,000 feet, more or less, to a point 200 feet north of the intersection of June Drive and Birdsong Drive; thence in a line 200 feet north of and parallel to Birdsong Drive to its intersection with Hearn Drive; thence in a northeasterly direction for a distance of 10,000 feet, more or less, to its intersection with the right of way of the Southern Railway near and south of the intersection of State Road 33 and State Highway 555; thence extending generally along the eastern side of said Southern Railway right of way for a distance of approximately 9,500 feet, more or less, to a point 200 feet north of the northern right of way of State Road 83; thence extending in a northeasterly direction

parallel to and 200 feet distant from the northern right of way of State Road 83 to a point 200 feet north of its intersection with the right of way of the Pilgrim Holiness Church Road; thence extending generally in an easterly direction 200 feet distant from and parallel to the northern right of way of the Pilgrim Holiness Church Road to a point 200 feet distant from its intersection with the northern right of way of S. C. Road 1274; thence along a line 200 feet distant from and parallel to, in a generally southeastern direction to its intersection with the northern right of way of the Seaboard Air Line Railroad; thence extending along said Seaboard Air Line Railroad right of way to a point of intersection with the extension of a boundary line of Sesquicentennial State Park (said boundary line being the northwestern line of contact with U. S. Highway No. 1); thence extending along the northwestern boundary of Sesquicentennial State Park, in a generally southwesterly direction to a point 200 feet northeast of its intersection with the right of way of State Road No. 63; thence extending generally in a southeasterly direction along and parallel to and 200 feet on the northeast side of said State Road No. 63 to its intersection with the southern right of way of Percival Road (S. C. Highway No. 12) (this being the northwestern boundary of Fort Jackson); thence along the boundary of Fort Jackson in a southwestern direction to its intersection with the center line of Forest Drive; thence in a westerly direction along the center line of Forest Drive to its intersection with the eastern city limits of the Town of Forest Acres; thence along the eastern and southern and western boundaries of Forest Acres to the point of beginning. Being more fully shown on map attached hereto.

As soon as convenient, and prior to the occasion set for the holding of the special election herein authorized, a plat of the District shall be prepared, and copies thereof shall be filed in the offices of the Auditor, the Treasurer and the Clerk of Court for Richland County.

SECTION 3. To be governed by a commission—members—appointments—terms—vacancies.—Such District shall be operated, managed and governed by a commission to be known as “Jackson-Gills Creek Public Service Commission”. The commission shall consist of five resident electors of the District, at least one of whom shall be a resident of each incorporated municipality now lying within the Dis-

trict and hereinafter electing to remain a part of said District under Section 10 hereinbelow, who shall be appointed by the Governor upon the recommendation of a majority of the Legislative Delegation of Richland County, including the Senator. The original appointments shall be for a term of two years for one appointee, for two years for the second appointee, for three years for the third appointee, for four years for the fourth appointee, and for five years for the fifth appointee, and in all cases those persons holding office shall continue to hold office until their successors have been appointed and have qualified. All of the said original terms shall begin on the effective date of this act. Upon the termination of the term of office of any commissioner, a successor shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation of Richland County, including the Senator, for terms of five years. Any vacancy occurring in the office of commissioner by reason of death, resignation or otherwise shall be filled for the remainder of the unexpired term by appointment by the Governor, upon the recommendation of a majority of the Legislative Delegation of Richland County, including the Senator. The Supervisor of Richland County shall be an ex-officio member of said Commission.

SECTION 4. Powers and duties.—There is committed to the District the function of preserving the public health of the District through the means of providing for proper sewage disposal facilities, but additional functions may be committed to the District by subsequent legislation. The Commission shall be empowered as follows:

1. To have perpetual succession.
2. To sue and be sued.
3. To adopt, use and alter a corporate seal.
4. To make bylaws for the management and regulations of its affairs, and to define a quorum for its meetings.
5. To deposit moneys derived from revenue-producing facilities, and to withdraw the same for the purpose of operating and maintaining such facilities.
6. To prescribe regulations requiring persons who shall be residents of the District to make use of any sewage disposal facilities which the District shall place in operation, and to enable the Commission to fully discharge the duties placed upon it and to protect all property acquired by it. Such regulations shall, however, become effective only after they have been adopted by resolution of the Com-

mission, and a certified copy thereof has been recorded in the office of the Clerk of Court for Richland County, and additional copies have been posted in the Courthouse for Richland County and in at least two public places in the District, and notice of the adoption of such regulations published at least once during each of three successive weeks, in a newspaper published in and having general circulation in Richland County. Such notice shall specify, in brief, the scope of the regulations and shall state the date on which the same shall become effective. In addition to the procedure prescribed hereby for making effective regulations adopted by the Commission, the Commission shall, if it shall undertake to adopt a regulation requiring persons to connect to sewer facilities, conduct a public hearing prior to taking action thereon. Notice of such public meeting shall be published in a newspaper of general circulation in Richland County not less than seven days prior to the occasion fixed for the holding of such meeting. Such notice shall state the time and place of the meeting, and shall briefly indicate the scope of the proposed regulation. At such public meeting all persons affected by the proposed regulation shall be entitled to appear and be heard. If following such a meeting a regulation prescribing compulsory use of sewage disposal facilities shall be adopted, notice of the adoption of the regulation shall be given in the manner previously prescribed for giving notice of all other regulations adopted by the Commission. The authorization to adopt regulations prescribing compulsory use of sewage disposal facilities is enacted in the interest of the health of the District, and the Commission is expressly authorized to apply to any court of general jurisdiction for the enforcement of such regulations through the means of mandatory injunctions and other remedial proceedings, and such courts are specifically empowered to render mandatory injunctions and such other remedial orders as shall appear to such courts to be just and reasonable.

7. To acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein.

8. To build, acquire, construct, operate and maintain such sewage facilities as shall, in the opinion of the Commission, be necessary for the District and economically practicable.

9. To enter into contracts with the governing agencies of municipal corporations and private corporations in Richland County operating waterworks systems, or some or any of such municipal

corporations and private corporations, on terms and conditions to be mutually agreed upon, by which the Commission shall constitute such governing agencies of such municipal and private corporations as the agent of the Commission for the purpose of collecting, within the area served by the municipal corporation or private corporation concerned, such charges as the Commission shall from time to time impose upon those who utilize its sewage disposal facilities, and to empower such municipal agencies or private corporations as the agent of the Commission for the purpose of disconnecting services upon the failure of any user to pay such sewage disposal charges.

10. To enter into contracts or agreement with other persons, firms, private corporations, municipal corporations, or other governmental agencies or subdivisions for the joint construction, acquisition, use, operation, and maintenance of sewage outfalls, lines, and other facilities necessary or desirable for the operation of the sewage disposal system of the District, whenever in the discretion of the Commission such joint or cooperative action shall be in the interest of the District.

11. To impose such schedule of rates and charges for sewage disposal service as the Commission shall from time to time approve. To that end the Commission shall be empowered to place into effect and to revise, whenever it so wishes or may be so required, a schedule of rates for the sewage disposal facilities made available by it to persons, firms and corporations within the District.

12. To make use of city streets and county and State highway rights of way in which to lay pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights of way shall approve.

13. To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952, or by the following of the procedure for the exercise of eminent domain prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, as such statutes are now constituted or as they may afterwards be constituted following any amendments thereto.

14. To appoint officers, agents, employees and servants, prescribe the duties of such, fix their compensation, and determine if and to what extent they shall be bonded for the faithful performance of their duties.

15. To make contracts for construction, engineering and other services, with or without competitive bidding.

16. To raise funds for corporate purposes of the District by causing the levy of a tax therefor. The Commission shall notify the auditor and treasurer of any desired tax, whereupon they shall assess and collect the tax as requested and the treasurer shall hold the funds and disburse them as directed by the Commission. All such taxes shall constitute a lien upon the property against which the same are levied, on a parity with the lien of county taxes, and the provisions of law relating to penalties for the nonpayment or tardy payment of county taxes, and the provisions relating to sale of property for delinquent county taxes shall apply to taxes levied pursuant to this act.

17. To do all other acts and things necessary or convenient to carry out any function or power committed or granted to the District.

SECTION 5. Issue bonds if election favorable—issues—dates—maturity—redemption—sale—exempt from taxes—execution—payment—proceeds.—As one method of raising money to obtain the sewage disposal facilities required for the District, the Commission, on behalf of the District, shall be empowered to issue not exceeding three million dollars of general obligation bonds of the District, whose proceeds shall be used for said purposes, including the payment of such interest on the bonds as may be capitalized. General obligation bonds shall be issued only in the event the election required by Section 6 shall result favorably. All or any general obligation bonds issued pursuant to this paragraph may be additionally secured by a pledge of the net revenues to be derived from the operation of the sewage disposal system to such extent as the Commission shall determine to pledge the same, it being specifically recognized that the Commission may thereafter wish to provide for further obligations of the District, secured by a pledge on a parity with the pledge herein required. The words “net revenues” as used in this paragraph shall mean that sum remaining from the aggregate of all moneys realized by the District from rates and charges imposed and collected for sewage disposal services, after paying the cost of operation and maintenance of the sewage disposal facilities. If, pursuant to this paragraph, general obligation bonds are issued:

(a) They shall be issued as a single issue or, from time to time, as several separate issues. They shall bear such date or dates as the

Commission shall determine, and the bonds of any issue shall mature in such equal or unequal annual instalments as may be determined by the Commission. They shall be made payable at such place or places as the Commission shall prescribe, and shall bear interest at such rate or rates, payable in such manner as the Commission may determine. The bonds may be registered, with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Richland County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the Commission may prescribe. Any bond issued pursuant to this paragraph may be made subject to redemption prior to its stated maturity on such terms and conditions, and with such redemption premium, as the Commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries at public sale, and at least ten days prior to any sale, notice announcing the intention to receive bids for the sale of such bonds shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale the Commission may reserve the right to reject any and all bids, and if all bids shall be rejected, the Commission may negotiate privately for the disposition of such bonds.

(c) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts and Joint Resolutions of South Carolina, 1952.

(d) Such bonds shall be executed in such manner as may be prescribed by the Commission. *Provided*, however, that neither the members of the Commission, nor any person signing the obligations shall be personally liable thereon.

(e) There shall be irrevocably pledged for the payment of the bonds and interest thereon, as the same mature, the full faith, credit and resources of the District, and the Auditor and Treasurer of Richland County, respectively, are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the District sufficient to pay the bonds and interest thereon as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at their respective maturities. The bonds may be additionally secured by such pledge of the net revenues which the District may derive from the operation of the sewage disposal system as the Commission shall provide. In such event, such

net revenues as shall be available shall be delivered to the Treasurer of Richland County prior to the occasion when the Auditor fixes the annual levy. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues as aforesaid actually in the hands of the Treasurer of Richland County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such moneys on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subparagraph (e) of this paragraph need not, in the discretion of the Commission, be exclusive, and the Commission may reserve the right to issue further bonds, payable in whole or in part, from such net revenues, on a parity with the bonds authorized by this paragraph, under such conditions as the Commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Richland County in a separate and special fund, and shall be expended upon the warrants or orders of the Commission for the purposes specified herein, and no others, except that any premium received shall be deposited with the Treasurer of Richland County and by him applied to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Richland County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds nor any subsequent holders thereof shall be responsible for the proper application of the proceeds of sale.

SECTION 6. Election on issuance of bonds — question — conduct.—The Commission is empowered to make provision for the holding of a special election in the District, on a date to be fixed by the Commission, at which time there shall be submitted to the qualified electors of the District the question of issuing general obligation bonds of the District for the purposes authorized by Section 3, *supra*, of this section. The election shall be conducted by the Commissioners of Election for Richland County, who shall give notice thereof by publication once each week for three successive weeks prior thereto, in one or more newspapers with general circulation in the District, stating the question to be submitted at the election, and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted in each of the several precincts of

the District as the same are now established by law, and at the regular voting place therein, if such be within the District; otherwise, the Commissioners of Election shall designate a suitable voting place within such precinct. The question submitted shall be substantially in the following form:

“SHALL THE JACKSON-GILLS CREEK PUBLIC SERVICE DISTRICT ISSUE GENERAL OBLIGATION BONDS IN A SUM NOT EXCEEDING THREE MILLION DOLLARS, WHOSE PROCEEDS SHALL BE USED FOR SEWAGE DISPOSAL FACILITIES FOR THE DISTRICT?

YES

NO”

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds he shall erase or strike through the word “NO,” and that if he is opposed to the issuance of bonds, he shall erase or strike through the word “YES.” The managers of election at each precinct shall count the ballots and forthwith return the result of the election, together with the original ballots and tally sheets, to the Commissioners of Election for Richland County, who shall declare the result of the election. If the Commissioners of Election determine that a majority of the voters voting in the election voted in favor of the issuance of bonds, the bonds, or any part thereof, may be issued as provided in Section 5, *supra*, of this act. Save and except as herein provided, the election shall be conducted in accordance with the provisions of the South Carolina Election Law.

SECTION 7. District may borrow money—powers of.—In order to provide further methods by which the District may from time to time raise money, the Commission may, on behalf of the District, borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness, payable solely from all or any part of the revenues derived from the operation of the sewage disposal system. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of such system. or such sum as may be needed to pay the cost of any extension, addition and improvement to such system. If this authorization be availed of, then, under such circumstances, neither the faith and credit of the State of South Carolina, nor of Richland County, nor of the District, shall be pledged for the payment of the principal and interest

of the obligations, and there shall be on the face of each obligation a statement, plainly worded, to that effect. Neither the members of the Commission, nor any person signing the obligations shall be personally liable thereon. To the end that a convenient procedure for borrowing money pursuant to this section may be prescribed, the District shall be fully empowered to avail itself of all powers granted by Article 9, Chapter 3, Title 59, and by Chapter 5, Title 59, Code of Laws of South Carolina, 1952, as now or hereafter constituted, it being the intent of this provision that further amendment and modifications of these Code provisions shall be deemed to amend and revise correspondingly the powers granted by this section. In exercising the powers conferred upon the District by such Code provisions, the District may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such Code provisions. Specifically, and notwithstanding contrary provisions in any of such Code provisions, if contrary provisions there be, the District may:

(1) Provide that such bonds, notes or other evidences of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of its sewage disposal system as such net revenues may be defined by the Commission.

(2) Covenant and agree that upon its being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it, or in default as to the performance of any covenant or undertaking made by it, in such event, the principal of all obligations of such issue may be declared forthwith due and payable, notwithstanding that any of them may not have then matured.

(3) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and of all revenues derived from the operation of the sewage disposal system, whose revenues are pledged for the payment of such obligations, in accordance with and in the order of priority prescribed by the resolutions adopted by the Commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness.

(4) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve.

(5) Make such provisions for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the Commission shall approve.

(6) Covenant and agree that the payments into any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in fixed amounts.

(7) Covenant and agree that no free service will be furnished to any person, firm, corporation, municipal corporation or any subdivision or division of the State.

(8) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(9) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequences may be waived.

SECTION 8. Municipalities to consent to certain installations.—

Prior to the installation of any sewage disposal facilities in any incorporated municipality within the District, the governing body of such municipality shall consent to the use of the streets and public ways therein for such installations.

SECTION 9. Past due accounts to constitute liens.—All tapping fees, service charges, and other charges duly imposed by the Commission under authority of this act and not paid when due and payable shall be and constitute a lien upon the real estate to which the sewage service concerned relates, so long as said fees or charges remain unpaid. In addition to such other rights and remedies as may be available to the Commission in law or equity for collection of said fees and charges, said lien may be enforced by the Commission in the same manner and fashion as the lien of property taxes upon real estate.

SECTION 10. Municipalities may be exempted.—Any incorporated municipality lying wholly or partly within the District hereby created may, by giving notice in writing by registered mail to the Commission within sixty days from the effective date of this act, be exempted and released from the District hereby created. Any such incorporated municipality not so giving notice of its election not to become a part of said District shall be deemed to have elected and consented to being and constituting a part of said District.

SECTION 11. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 12. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1175, H2688)

No. 1115

An Act To Provide A Levy Of Taxes For Richland County For School And County Purposes For The Fiscal Year 1960-1961 And To Direct The Expenditures Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby levied a tax of eight and one-half mills, if so much be necessary, on all taxable property in Richland County for ordinary county purposes, which together with all additional sums available for ordinary purposes, shall be used for the payment of the items hereinafter set forth. *Provided*, that the Richland County Treasurer is hereby authorized and directed to transfer any surplus exceeding twenty-five thousand dollars in the General Funds of Richland County as of June 30, 1960, to the various county-wide Bond Accounts of the county and the Richland County Treasurer and Auditor are hereby authorized and directed to reduce the levies of those bond accounts in proportion to the amounts transferred to the bond accounts. *Provided*, further, that all salaries herein appropriated shall be paid in biweekly installments and the total of such items, other than salaries, shall be expended only if such be necessary. *Provided*, further, however, that implements and supplies of whatever kind to be purchased and/or sold under the terms of this act shall be purchased and/or sold only upon competitive bids each quarter after advertisement for at least one week previous to the letting of such contract in at least two issues of a newspaper published in Richland County, which advertisements shall set forth the articles and the approximate amount, quantity, measure and number thereof to be purchased and/or sold, and the contract of purchase and/or sale shall be awarded to the lowest responsible bidder for the period of one quarter. *Provided*, further, that in case of actual emergency, but in no other event, the supervisor may

purchase without competitive bids, where the cost thereof does not exceed two hundred dollars, and under no circumstances shall purchases be divided in order to come within this limitation. *Provided*, further, that no bill, account or claim against the county shall be paid unless contracted for under such competition or purchased by the supervisor in the above-mentioned case of actual emergency and unless the claims be filed for audit within thirty days from the time a cause of action arises. *Provided*, further, that no official or board shall in any way create a debt or overdraw by warrant or otherwise the specific appropriations made for his or its specific office or department. It shall be a criminal offense for any official or board to overdraw his or its appropriations, knowing in advance that such has been used.

ITEM 1. ADMINISTRATIVE DEPARTMENT

(A) 1. Auditor's Office

Salary, Auditor	\$ 4,407.00
Travel and Official Expenses, Auditor	430.00
Salary, Deputy Auditor	4,166.12
Travel and Official Expense, Deputy Auditor	430.00
Salary, Deputy Auditor	4,166.12
Travel and Official Expense, Deputy Auditor	430.00
Salary, Assistant Deputy Auditor	3,533.41
Salary, Clerk	3,533.41
Salary, Clerk	3,533.41
Salary, Clerk	3,505.86
Salary, Clerk	3,307.41
Extra Clerk Hire, if so much be necessary, at discretion of the Auditor	7,000.00
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	38,442.74

(B) TREASURER'S OFFICE

Salary, Treasurer	4,407.00
Travel and official expense, Treasurer	430.00
Salary, Deputy Treasurer	4,166.13
Official expense, Deputy Treasurer	430.00
Salary, Chief Cashier	3,950.43
Salary, Fee Cashier	3,586.41
Salary, Cashier	3,724.21
Salary, Cashier	3,724.21
Extra Clerk Hire, if so much be necessary ..	3,500.00
Bank Charges	300.00

Bond Premium to cover employees who handle money, if so much be necessary	500.00
Electric Calculating Machine, if so much be necessary	239.00
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	28,957.39

Provided, however, if the State fails to pay Auditor and Treasurer a portion of their salary, then such amount is hereby appropriated as to bring their respective salaries up to \$7,905.00 and no more.

(C) CLERK OF COURT'S OFFICE

Salary, Clerk of Court	7,905.00
Travel and official expense, Clerk of Court . .	430.00
Salary, Deputy Clerk of Court	4,547.73
Official expense, Deputy Clerk of Court . . .	430.00
Salary, Court Deputy	4,166.13
Official expense, Court Deputy	430.00
Salary, Court Deputy	4,136.45
Official expense, Court Deputy	430.00
Salary, Record Clerk	3,759.63
Salary, Chattel Clerk	3,533.41
Salary, Clerk	3,505.86
Salary, Clerk	3,418.93
Salary, Clerk	3,418.93
Salary, Clerk	3,158.27
Extra Clerk Hire	600.00
Repairing of books, if so much be necessary . .	500.00
Purchase of four, four-drawer legal files without locks	548.00
Purchase of two, four-drawer legal files with locks	307.50
Purchase of two roller shelf units plus end panels	300.00
Purchase of two roller shelf units, no end panels	281.00
New Photostat Machine (trade in old one) . .	10,485.00
Photo Hydromix	284.00
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	56,575.84

(D) I. SUPERVISOR'S OFFICE

Salary, Supervisor	7,905.00
Travel and Official Expense, Supervisor	430.00
Salary, Deputy Supervisor and County Engineer	5,560.51
Travel and Official Expense, Deputy Supervisor and County Engineer	430.00
Salary, Clerk of Board	4,846.81
Salary, Assistant Clerk of Board	4,131.06
Seven Commissioners at \$185.50 per month each	15,582.00
Official Travel Expenses, Commissioners at \$50.00 per month each	4,200.00
For Advertising, if so much be necessary	500.00
Stamps for all county offices, if so much be necessary	5,000.00
Stationery and supplies for all county offices ..	27,000.00
Officers' bonds	1,650.00
Auditing county records	5,000.00
Salary, County Attorney	4,064.04
State Fund, premium for period through September 30, 1961, if so much be necessary ..	5,278.40
	<hr/>
	91,577.82

Provided, that the compensation so fixed for the County Attorney does not include compensation for abstracting titles to real estate or handling bond issues for any board or agency of Richland County; and the County Attorney may charge any board or agency for such services the minimum fee approved by the Richland County Bar Association. *Provided*, further, that the County Attorney may not use the services of any attorney on the delegation for abstracting the title to real estate or handling bond issues for any board or agency of Richland County. *Provided*, further, that the Richland County Board of Commissioners shall meet once every two weeks in the office of the County Supervisor at the call of the County Supervisor. *Provided*,

that the audit for the Columbia Hospital, Richland County Health Department, the Richland County Public Library and Richland County Teachers' Retirement Fund shall be made by the same firm that is selected annually to audit the books and records of Richland County. *Provided*, that the total cost shall not exceed five thousand dollars, including the amount appropriated for auditing county records. *Provided*, further, that eight hundred dollars of the total cost thereof shall be drawn from funds of the Columbia Hospital and likewise one hundred fifty dollars from funds of the Library; *provided*, that all supplies be obtained through and from the Supervisor's office by requisition.

(D) II. COUNTY JAIL

Salary, County Jailor	3,936.47
Travel and Official Expense, County Jailor ..	360.00
Salary, Assistant Jailor	3,184.59
Salary, helper at Jail	3,029.83
Salary, helper at Jail	3,029.83
Salary, helper at Jail	2,966.23
Salary, helper at Jail	2,966.23
Salary, helper at Jail	2,773.31
Salary, helper at Jail	2,616.33
Salary, Matron at Jail	1,846.52
Supplies and dieting at Jail	13,000.00
Repairs	1,000.00
Purchase of uniforms	900.00

 41,609.34

Provided, that the County Jailor shall file a monthly report with the Supervisor showing the daily number of prisoners, both State and Federal, at the jail, and the per capita cost of dieting per day. *Provided*, further, that all monies paid by the Federal Government or municipalities for dieting of prisoners confined in the Richland County Jail shall be turned over and become part of the Richland County

General Fund; *provided*, further, however, that in addition to the appropriation hereinabove provided for supplies and dieting at the jail the Richland County Board of Commissioners shall have the right to use such monies paid by the Federal Government or municipalities to supplement the appropriation, if necessary, and that complete records of same be maintained and included in the annual county audit.

(E) TAX COLLECTOR'S OFFICE

Salary, Tax Collector	5,349.46
Travel and official expense, Tax Collector ...	480.00
Salary, Assistant Tax Collector	3,835.42
Official travel, Assistant Tax Collector	900.00
Salary, Assistant Tax Collector	3,752.74
Official travel, Assistant Tax Collector	900.00
Salary, Deputy Tax Collector	3,759.63
Travel and official expense, Deputy Tax Collector	900.00
Salary, Assistant Clerk	3,533.41
Salary, Stenographer	3,212.23
Extra hire, if so much be necessary	250.00
Rent of I.B.M. Key Punch and sales tax	720.00
Service Bureau Corp. (I.B.M. work)	2,000.00
Purchase of two roller shelf bookcase units without doors	265.23
Purchase of tab card file for I.B.M. use	56.00

29,914.12

Provided, that the Assistant Tax Collectors for Richland County be deputized by the Sheriff for Richland County.

(F) DELEGATION OFFICE

Salary, Secretary to Delegation	3,317.80
Adding machine	300.00
Office supplies and official Legislative expense	1,360.00

4,977.80

Provided, that the sum appropriated for office supplies and official Legislative expense shall

be expended by the Secretary to the Delegation upon the approval of the Senator and at least one-half of the members of the House of Representatives from Richland County.

(G) ASSESSMENT

Board of Assessment Control, School District No. 1	33,333.33
Assessors for Board of Trustees, School Districts Nos. 2, 5 and 6, if so much be necessary .	2,000.00
Board of Assessment Appeals, if so much be necessary	2,187.50
	<hr/>
	37,520.83

Provided, that members of the Board of Assessors for School Districts 2, 5 and 6 shall receive \$12.50 per day, and each of them shall be paid direct by the Supervisor upon properly executed vouchers presented based upon work actually performed. *Provided*, further, that the members of the Richland County Board of Assessment Appeals shall receive \$12.50 per day each, and shall be paid under the same procedure as provided above in regard to the members of the Board of Assessors for the School Districts.

TOTAL ITEM 1	<hr/> \$329,575.88
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ITEM 2. JUDICIAL DEPARTMENT

(A) COURT OF COMMON PLEAS AND
GENERAL SESSIONS

Clerk, Jurors and Witnesses	\$ 30,000.00
Court Stenographer	1,158.75
Official expense, Solicitor, Fifth Judicial Circuit	1,450.00
Official expense, Circuit Judge, Fifth Judicial Circuit	1,500.00
Salary, Assistant Solicitor	6,008.08
Salary, Assistant Solicitor for Richland County	3,816.00
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	43,932.83

Provided, that the bailiffs and Court Crier employed for the Court of Common Pleas and

General Sessions shall receive eight dollars and fifty cents per day. *Provided*, that no more than four bailiffs and one Court Crier be appointed for such duties. *Provided*, that the Clerk of Court shall not pay more than thirty-four dollars per day for bailiffs. *Provided*, that the jury boy or girl employed by the Court of Common Pleas and General Sessions of Richland County shall receive five dollars per day. *Provided*, that out of the funds herein appropriated for jurors and witnesses the Clerk of Court is authorized and directed to pay for the printing of the roster for the Common Pleas Court and County Court which rosters are arranged by the County Judge and Bar Association. *Provided*, further, that out of the funds herein appropriated for jurors and witnesses the Circuit Judge is hereby authorizing to use for stenographic services not to exceed the sum of \$3,781.97. *Provided*, further, that the members of the Richland County Grand Jury shall receive a per diem of \$5.00 for each day such grand jury meets as a body of the whole during the year 1960-61. *Provided*, further, that the petit jurors for the Court of Common Pleas and General Sessions of Richland County shall be paid at the rate of \$5.00 per day. *Provided*, further, however, that where petit jurors in the Court of Common Pleas or General Sessions are excused for a full day, such jurors shall not be paid a per diem for such days but if they should be required to return the next or subsequent days during that week, then and in such event, the jurors shall receive mileage whenever entitled thereto in lieu of per diem payment. *Provided*, further, that out of the funds herein appropriated for jurors and witnesses the Circuit Solicitor is hereby authorized to use for special services the sum not to exceed \$1,600.00.

(B) COUNTY COURT

Salary, Senior County Judge	11,935.00
Travel and official expense, Senior County Judge	430.00
Salary, County Judge	8,635.00
Official expense, County Judge	430.00
Salary, County Court Stenographer	5,202.48
Salary, County Court Junior Stenographer ..	4,405.36
Salary, County Court Bailiff and Clerk	3,838.15
Official expense, County Court Bailiff and Clerk	400.00
Clerk, County Court expenses	16,000.00
Salary, County Court Bailiff	3,838.15
Official expenses, County Court Bailiff	400.00
Salary, part-time County Court Bailiff	3,042.20
Official expense, County Court Bailiff	240.00
New equipment	627.05

 59,423.39

Provided, that the Senior County Judge may employ not more than two bailiffs at \$8.50 per day. *Provided*, further, that out of the funds herein appropriated for County Court expenses, the Senior County Judge is authorized to use as much as one hundred dollars for additions to County Law Library. *Provided*, further, that the petit jurors for the County Court shall be paid at the rate of \$5.00 per day served. *Provided*, further, however, that where petit jurors in the County Court are excused for a full day, such jurors shall not be paid a per diem for such days but if they should be required to return the next or subsequent days during that week, then and in such event, the jurors shall receive mileage whenever entitled thereto in lieu of the per diem payment.

(C) JUVENILE-DOMESTIC RELATIONS COURT

Salary, Judge	8,635.00
Travel and official expenses, Judge	430.00

Salary, Probation Officer	5,609.89
Official expense, Probation Officer	600.00
Salary, Assistant Probation Officer	4,616.79
Official expense, Assistant Probation Officer ..	600.00
Salary, Assistant Probation Officer	4,616.79
Official travel expense, Assistant Probation Officer	600.00
Salary, Chief Clerk	3,710.00
Salary, Stenographer-Clerk	2,857.41
Salary, Stenographer-Clerk	2,802.29
Salary, Clerk	2,664.49
Court expense	1,300.00
Deputy, Juvenile-Domestic Relations Court ..	4,150.23
Official travel expenses, Deputy, Juvenile- Domestic Relations Court	900.00
Fund for Court Reporting Service, if so much be necessary	300.00
Dictating and transcribing equipment	850.00
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	45,242.89

Provided, that the Deputy, Juvenile-Domestic Relations Court be deputized by the Sheriff of Richland County. *Provided*, further, that the Sheriff's office shall be relieved of the responsibility of serving any legal papers for the Juvenile-Domestic Relations Court.

(D) JUDGE OF PROBATE'S OFFICE

Salary, Judge of Probate	7,905.00
Travel and official expense, Judge of Probate	430.00
Salary, Clerk of Probate Court	4,382.04
Salary, Assistant Clerk	3,905.04
Salary, Court Reporter	3,905.04
Stenographer	2,880.00
Expenses and publications	165.00
Two four-drawer files, if so much be necessary	200.00
Book rack, if so much be necessary	300.00
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24,072.12

(E) MASTER'S OFFICE

Salary, Master	7,905.00
Travel and official expense, Master	430.00

Salary, Court Reporter	4,650.27
Salary, Assistant Court Reporter	4,056.95
Salary, Bookkeeper	3,745.41
Allowance for Court Reporters' fees or Stenographers' fees, by independent contracts, if so much be necessary	2,000.00
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	22,787.63

(F) STANDING MASTER'S OFFICE

Salary, Standing Master	5,468.20
Official expense, Standing Master	600.00
Stenographic services	3,076.40
Extra clerical hire, if so much be necessary	500.00
Secretarial desk, if so much be necessary	150.00
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	9,794.60

Provided, that the Standing Master shall charge and turn over to the Treasurer of Richland County the same fees as the regular Master.

TOTAL ITEM 2	<hr/> \$205,253.46
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ITEM 3. LAW ENFORCEMENT DEPARTMENT**(A) SHERIFF'S OFFICE**

Salary, Sheriff	\$ 7,905.00
Travel and official expense, Sheriff	430.00
Salary, Chief Deputy	4,763.64
Salary, Identification Officer	4,490.16
Salary, Juvenile Officer	4,426.56
Salary, Process Server	4,763.64
Salary, Process Server	4,090.87
Salary, Investigator	4,090.87
Salary, Investigator	4,090.87
Salary, County Deputy	4,150.23
Salary, County Deputy	4,090.87
Salary, County Deputy	4,035.75
Salary, County Deputy	4,090.87
Salary, County Deputy	4,090.87
Salary, County Deputy	4,090.87
Salary, County Deputy	4,090.87
Salary, County Deputy	4,090.87

Salary, County Deputy	4,090.87
Salary, County Deputy	4,090.87
Salary, County Deputy	4,035.75
Salary, County Deputy	4,090.87
Salary, County Deputy	4,035.75
Salary, County Deputy	3,854.16
Salary, County Deputy	3,854.16
Salary, County Deputy	3,854.16
Salary, County Deputy	3,688.80
Salary, County Deputy	3,480.00
Salary, County Deputy	3,480.00
Salary, Secretary	3,699.40
Salary, Secretary	2,802.29
Long distance telephone and transportation of prisoners, if so much be necessary	2,800.00
Fingerprint and photo supplies	500.00
Radios and equipment	2,000.00
Contingent Fund	500.00
Deputy Sheriff—uniforms, plain clothes and equipment	3,900.00
Insurance, fuel, repairs and maintenance of county-owned Sheriff's cars, if so much be necessary	15,700.00
Five new cars (five old ones to be traded in), if so much be necessary	6,500.00
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152,739.89	

Provided, that uniforms and plain clothes requested by the Sheriff to be used in the law enforcement division shall be purchased semi-annually by the County Board of Commissioners on competitive basis as needed; *provided*, further, that the time of purchase of summer uniforms and clothes be changed in order to be available for use prior to July of preceding fiscal year. *Provided*, that the Sheriff's office take care of necessary summonses or processes issued by the Judge of Probate. *Provided*, further, that the duties of County Deputies and Deputy Sheriff be defined by the Acts of 1932. *Provided*, further,

that all clothes, equipment and supplies furnished by the Sheriff's office to the Deputies shall be returned to the Sheriff's office immediately after such Deputy shall cease to be employed by the county. *Provided*, further, that the appropriation for long distance telephone and transportation of prisoners be drawn only by proper warrants, such transportation to be used only for prisoners from beyond the borders of Richland County. *Provided*, further, that the County Deputies shall serve papers for Magistrate at Lykesland. *Provided*, further, that the County Deputy shall serve as one of the Court Bailiffs, if required to do so by the Sheriff without additional remuneration.

(B) CORONER'S OFFICE

Salary, Coroner	6,600.00
<i>Provided</i> , the office of the Coroner shall be a full-time office.	
Travel and official expense	1,200.00
Coroner's Deputy, official expenses	510.00
Stenographic services, if so much be necessary	1,275.00
Jurors and communication expenses	700.00
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	10,285.00

Provided, that the Coroner shall call upon County Physicians to hold Post Mortem examinations. *Provided*, further, that the Coroner attest and furnish such affidavits as might be necessary to the Treasurer. *Provided*, further, that the Coroner pay each juror two dollars as a jury fee.

Provided, also that the Coroner shall use his best discretion in having inquests taken down by a stenographer to the end that \$1,275.00 herein appropriated for stenographic services shall in no event be exceeded.

(C) MAGISTRATES AND CONSTABLES

Blythewood, Magistrate, Salary	2,234.48
Blythewood, Magistrate, official travel	300.00

Blythewood, Magistrate, office rent	120.00
Blythewood, Constable, Salary	1,791.40
Columbia, Magistrate, Salary and expense ..	4,036.48
Columbia, Magistrate, Stenographer, Salary ..	3,809.11
Columbia, Constable, Salary	3,303.04
Columbia, Constable, official travel	300.00
Dutch Fork, Magistrate, Salary	3,160.92
Dutch Fork, Magistrate, official travel	450.00
Dutch Fork, Magistrate, office rent	420.00
Dutch Fork, Constable, Salary	3,400.48
Dutch Fork, Constable, official travel	800.00
Dutch Fork, Constable, school	450.00
Eastover, Magistrate, Salary	2,446.48
Eastover Magistrate, official travel	600.00
Gadsden, Magistrate, Salary	2,234.48
Gadsden, official travel	300.00
Eastover and Gadsden, Constable, Salary ...	4,549.04
Garners, Magistrate, Salary	2,764.48
Garners, Magistrate, official travel	300.00
Garners, Magistrate, rent and office expenses ..	240.00
Garners, Constable, Salary	3,286.00
Garners and Lykesland, Constable, official travel	600.00
Hopkins, Magistrate, Salary	2,418.92
Hopkins, Magistrate, official travel	300.00
Hopkins, Magistrate, office rent, lights, fuel and telephone	425.00
Hopkins, Constable, Salary	3,054.92
Hopkins, Constable, official travel	750.00
Killian, Magistrate, Salary	2,446.48
Killian, Magistrate, official travel	600.00
Killian, Magistrate, rent, supplies and tele- phone	600.00
Killian, Constable, Salary	2,764.48
Kilian, Constable, official travel	480.00
Lykesland, Magistrate, Salary	2,764.48
Lykesland, Magistrate, official travel	300.00
Olympia, Magistrate, Salary	4,342.04
Olympia, Magistrate, rent and official expense	900.00
Olympia, Constable, Salary	3,936.84
Olympia, Constable, official travel	1,500.00

Pontiac, Magistrate, Salary	2,446.48
Pontiac, Magistrate, official travel and rent ..	600.00
Pontiac, Constable, Salary	2,446.48
Pontiac, Constable, official travel	300.00
Upper Township, Magistrate, Salary	4,382.04
Upper Township, Magistrate, rent and official travel expense	900.00
Upper Township, Constable, Salary	3,082.48
Upper Township, Constable, official travel ..	600.00
Waverly, Magistrate, Salary and expense	4,064.04
Waverly, Magistrate, rent, office expense and telephone	1,128.00
Waverly, Constable, Salary	3,303.04
Waverly, Constable, official travel	300.00
Waverly, Stenographer, Salary	2,526.98
Magistrates' forms	100.00
Uniforms for Magistrates' Constable	1,000.00
Jury fees of Magistrates	500.00

\$ 97,159.09

Provided, that the stenographer for Waverly Magistrate shall serve Magistrate at Olympia and any other Magistrate on call. *Provided*, further, that any Magistrate's Constable to whom a uniform has been or is hereafter issued shall wear such uniform at all times when performing his official duties. *Provided*, further, that the Magistrates of Columbia, Eastover, Garners, Hopkins and Waverly shall be allowed one additional Constable who shall serve without pay. *Provided*, further, that all Magistrates establish office hours or schedule of hours and certain designated places for trying cases in their respective districts. *Provided*, further, that out of the one hundred dollars for Magistrates' forms herein appropriated, the Supervisor and County Board of Commissioners shall purchase serially numbered receipts, in triplicate, in sufficient detail so as to provide all pertinent information with respect to cases handled by Magistrates in

Richland County; and the Supervisor and Board of Commissioners shall deliver the receipts to the Treasurer of Richland County, advising how same shall be used. *Provided*, further, that each Magistrate shall make and file with the County Supervisor, each month, a verified report of criminal cases begun before him and their status and disposition, together with a list of all fines collected. The County Supervisor shall not pay any salary to any Magistrate until he has made and filed the verified report herein required and, further, each Magistrate shall be required to produce and display to the Supervisor the Treasurer's receipt showing that the fines listed as being collected on his report have been paid to the Treasurer, and the Treasurer shall indicate by his stamp thereon that the fines have been paid to the Treasurer and the amount and the date on which the fines were paid, before the Supervisor shall release the Magistrate's pay warrant to him.

TOTAL ITEM 3 \$260,183.98

ITEM 4. ROADS AND BRIDGES:

(A) ROADS, CONVICTS AND BRIDGES

Maintenance and repair	\$127,500.00
Salary, 3 Captains of Guards	11,437.34
Salary, 1 Captain of Guards	3,716.34
Salary, 3 Foremen of Guards	9,262.56
Salary, 1 Foreman of Guards	2,950.42
Salary, 9 Patrol Operators	28,208.49
Salary, 24 Guards	68,103.15
Salary, 1 Mechanic	3,706.80
Salary, 1 Mechanic	3,619.88
Salary, 2 Chaplains	2,332.00
Official travel, 4 Captains @ \$60.00 per month each	2,880.00
Replacement of old equipment, if so much be necessary	30,000.00

Road, street and school signs, if so much be
necessary 1,000.00

\$294,716.98

Provided, that the Captains of Guards, Foreman of Guards, Patrol Operators and Guards employed by Richland County be paid on the basis of the salary formula as applied to all other county employees.

(B) FARM-TO-MARKET PAVING:

Salary, Superintendent	\$ 4,822.85
Travel and official expense of Superintendent	400.00
Salary, Project Engineer	3,610.36
Salary, Stenographer	3,285.37
Salary, Guard	3,372.79
Salary, 8 Operators	35,672.48
Official expense, Supervisor	600.00
Official expense, Engineer	600.00

\$ 52,363.85

Provided, that all monies saved on farm-to-market paving contracts handled by the Supervisor and Richland County Board of Commissioners shall be placed in a special account in the Treasurer's office to be used for paving or equipment used in such paving program upon the approval of the Senator and a majority of the Richland County House Delegation. *Provided*, further, that the operators employed by Richland County be paid on the basis of the salary formula as applied to all other county employees.

TOTAL ITEM 4\$347,080.83

ITEM 5. PUBLIC HEALTH AND WELFARE

(A) HOSPITALIZATION

I. Columbia Hospital

Inpatient charity\$300,000.00

To be paid only upon claims of the Columbia Hospital to be presented monthly to cover ex-

penses of charity patients, both white and colored, who are residents of Richland County, South Carolina, and admitted by the hospital, all of such claims to be based on a rate of fourteen dollars per day per patient; *provided*, that the County Treasurer is hereby authorized to advance the foregoing appropriation at an amount not to exceed twenty-five thousand dollars per month; *provided*, further, that such advance shall not exceed the patient per diem claim filed by the Columbia Hospital for the preceding month; and *provided*, further, that the Board of Trustees of the Columbia Hospital is authorized to place indigent patients in nursing homes of its selection at costs not to exceed \$42.00 per month to the hospital or to pay such money over to the Public Welfare Department for such purposes, and to pay same out of the amount hereinabove appropriated.

Outpatient charity clinic 24,000.00

Provided, that the Board of Trustees of the Columbia Hospital is authorized to hire a part-time director of the clinic at a salary not to exceed \$4,000.00 per year to be paid out of the amount hereinabove appropriated. *Provided*, that the hospital shall cooperate with the State Board of Health and work in conjunction with the County Physicians.

II. Good Samaritan-Waverly Hospital, if so much be necessary, for charity 22,500.00

Provided, that this amount shall be paid only upon claims of the Good Samaritan-Waverly Hospital to be presented monthly for hospital costs and expenses of charity patients, who are residents of Richland County, South Carolina, and admitted by the hospital. All of such claims to be based on a charge of \$7.50 per day, per patient for the first thirty days of hospitalization of a particular patient; on a

basis of \$3.00 per day on the next succeeding thirty days of hospitalization of such patient, and thereafter on a basis of \$2.50 per day for succeeding days of hospitalization for that patient; *provided*, that the County Treasurer is hereby authorized to advance the foregoing appropriation at an amount not to exceed \$1,-875.00 per month; *provided*, further, that such advance shall not exceed the patient per diem filed by the Good Samaritan-Waverly Hospital for the preceding month.

III. Richland Tuberculosis Association	60,032.10
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	406,532.10
(B) VITAL STATISTICS	2,500.00
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	2,500.00
(C) I. COUNTY HEALTH DEPARTMENT..	47,189.42
II. Dog control program	4,800.00
	<hr/>
	51,989.42

Provided, that all fees collected by the Health Department shall be deposited with the County Treasurer to be credited on the County General Fund; *provided*, further, that none of the above appropriation shall be spent without the approval of the County Health Officer; *provided*, further, that there shall be appropriated out of the Richland County Contingent Fund to the Richland County Health Department, in addition to the amount provided above, such amount as may be necessary to provide a sum equal to twenty cents per capita for the County's population according to the 1950 Federal Census; *Provided*, further, that the Director of the County Health Department shall file with the County Board of Commissioners an itemization of the above appropriation on or before July 1, 1960.

(D) SALARY, TWO COUNTY PHYSICIANS 3,835.80

3,835.80

Provided, that six hundred dollars of the above amount shall be paid to the County Physicians for mental examinations of service men and women for admittance to the Veterans Administration Hospital.

(E) WELFARE AGENCIES

(1) Carolina Children's Home 7,500.00

Provided, that no monthly vouchers shall exceed the number of Richland County children certified by the proper authorities, and payment to be made on the basis of fifteen dollars per month per child and at no time shall the number exceed fifty children.

(2) Association of the Blind for South Carolina 2,000.00

(3) Traveler's Aid Society 600.00

10,100.00

(F) CONVALESCENT HOME

Salary, Superintendent 3,562.91

Salary, Matron 1,727.80

Salary, Maintenance Man 2,414.68

Salary, 2 Nurses @ \$2,268.40 each 4,536.80

Salary, 1 Nurse 2,185.72

Salary, 1 Cook 1,505.20

Salary, 1 Cook 1,331.36

Salary, 1 Laundress 1,505.20

Salary, 1 Maid 1,212.64

Salary, 1 Watchman 1,965.24

Supplies, operation and maintenance 16,217.14

Repairs 2,000.00

40,164.69

Provided, that the Superintendent shall be appointed by the Supervisor, and shall be a person having a suitable medical background and training; *provided*, further, that all monies by

way of pensions, contributions or otherwise, paid from any source other than Richland County for maintenance and board of any person maintained and cared for in the Richland County Convalescent Home, shall be turned over and become part of the Richland County General Fund. *Provided*, further, however, that in addition to the appropriations hereinabove provided for supplies, operation and maintenance, the Richland County Board of Commissioners shall have the right to use such monies so paid to supplement the maintenance, support and care of persons maintained and cared for in the Richland County Convalescent Home if necessary. *Provided*, further, that complete records of same be maintained and included in the annual county audit.

(G) COUNTY SERVICE OFFICER

Salary, County Service Officer	4,000.00
Official expense, County Service Officer	240.00
Salary, Assistant Service Officer	3,554.08
Official expense, Assistant Service Officer ...	240.00
Supplies and equipment	65.92

 8,100.00

(H) DEPARTMENT OF PUBLIC WELFARE

Salary, Director (Supplement)	1,777.09
Official travel, 4 Welfare Workers	1,920.00
Supplement to salaries of employees	3,052.80
Child Welfare Account, clothing, boarding homes, etc.	2,500.00
Emergency Fund	2,000.00
Rent, lights, heat, water and janitor service ..	4,980.00
Telephone	650.00

 16,879.89

(I) CHILDREN'S HOME

Salary, Superintendent	2,482.52
Salary, Manager	2,291.72
Salary, Matron	2,109.40

Salary, Janitor and Wife	1,975.84
Operating and maintenance	8,100.00

 16,959.48

Provided, that all funds received by the Children's Home from other sources be turned over to the Treasurer of Richland County.

 TOTAL ITEM 5\$557,061.38

ITEM 6. AGRICULTURE, FORESTRY AND RELATED AGENCIES

(A) Salary, County Ranger	\$ 1,006.13
(B) (1) Maintenance and operation of county-owned jeeps	1,500.00
<i>Provided</i> , that the above amount should be expended on the basis of twenty-five dollars per month per county-owned jeep, if so much be necessary.	
(2) Two new jeeps (2 old ones to be traded in)	3,862.50
(C) Salary, County Agent	1,779.74
(D) Official travel, County Agent	180.00
(E) Salary, Assistant County Agent	867.08
(F) Salary, Stenographer, County Agent	1,462.80
(G) Salary, Home Agent	979.44
(H) Salary, Stenographer, Home Agent	1,125.72
(I) Demonstration materials for Home Agent ...	100.00
(J) White Boys' 4-H Club Work	150.00
(K) White Girls' 4-H Club Work	150.00
(L) Salary, Colored Farm Agent	1,335.60
(M) Demonstration materials, Colored Farm Agent	100.00
(N) Salary, Stenographer, Colored Farm Agent ..	2,588.52
(O) Salary, Colored Home Agent	1,178.72
(P) Office rent, lights, water, and fuel, Colored Farm and Home Agents	1,620.00
(Q) Demonstration materials, Colored Home Agent	100.00
(R) Colored Boys' 4-H Club Work	150.00
(S) Colored Girls' 4-H Club Work	150.00
(T) F. F. A. Club Work	150.00

(U) Cattle Breeders Association	2,400.00
(V) (1) Rent for Farm and Home Agents and Forest Ranger, if so much be necessary	7,620.00
(2) Long distance telephone, County Agent	100.00
(3) Long distance telephone, Home Agent ..	50.00
(4) Long distance telephone, Colored Farm and Home Agents	50.00
(W) Salary, Part-time Secretary, Richland Soil Conservation District	1,200.00
(X) Richland County A. S. C. Committee, rent and other expenses, if so much be necessary ..	2,160.00
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TOTAL ITEM 6	\$ 34,116.25

ITEM 7. PUBLIC BUILDINGS

(A) Courthouse Bonds	\$ 18,000.00
(B) Lights, water and fuel	5,000.00
(C) Telephones	4,200.00
(D) Insurance—Burglary and Theft	4,400.00
(E) Salary, Chief Janitor	2,577.11
(F) Salary, Janitor	2,469.74
(G) Salary, Janitor	2,442.18
(H) Salary, Janitor	2,442.18
(I) Salary, Janitor	2,323.16
<i>Provided, the Chief Janitor and Janitors shall work under the direction and supervision of the Clerk of Court for the purpose of keeping the Courthouse and grounds of the Courthouse cleaned properly at all times, and shall perform such other county duties as the Clerk of Court may assign to them. They shall work such hours as the County Clerk may prescribe.</i>	
(J) Salary, Elevator Operator	2,745.01
(K) Salary, Elevator Operator	2,662.33
(L) Elevator Maintenance	600.00
(M) (1) Salary, Engineer, Courthouse	4,247.65
(2) Official expense, Engineer, Courthouse ..	430.00
(N) Expense of repairs and maintenance, Court- house, if so much be necessary	1,000.00
(O) Salary, Maid	1,515.80
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TOTAL ITEM 7	\$ 57,055.16

ITEM 8. MENTAL HEALTH CLINIC \$ 13,179.50

TOTAL ITEM 8 \$ 13,179.50

ITEM 9. MISCELLANEOUS

- (A) For tenure, County Employees, twenty-five years service \$ 1,300.00
- (B) National Guard Units in Richland County... 6,500.00
Provided, that said sum shall be allocated to the National Guard Units in Richland County not on active duty.
- (C) Livestock Exhibit, if so much be necessary .. 500.00
- (D) (1) Board of Registration 3,500.00
Provided, that the members of the Board of Registration shall be paid at the rate of ten dollars per day actually served.
- (E) Contingent Fund 25,000.00
- (F) Richland County Library 55,101.32
- (G) Junior League Speech and Hearing Clinic ... 3,500.00
- (H) Carolina Carillon 2,000.00
- (I) Columbia Museum of Art 12,000.00
- (J) (1) Town of Eastover, toward purchase of fire truck 1,000.00
Provided, the Mayor and Councilmen of the Town of Eastover raise at least \$1,000.00 and show to the Board of Commissioners that such amount is raised and available and that the combined amounts are to be applied on the purchase of such fire truck; and provided, further, the people in the surrounding area outside the corporate limits of the Town of Eastover shall be served on the same basis as those living within said limits.
- (2) Toward purchase of siren and fire hose.. 850.00
- (K) North Trenholm Road Fire Department.... 1,750.00
Provided, that all persons within the area covered by the charter of North Trenholm Fire Department be served.
- (L) Capitol View Fire Department 1,000.00
Provided, that all persons within the area covered by the charter of Capitol View Fire Department be served.

(M) Civil Defense	3,188.00
<i>Provided</i> , that \$500.00, if so much be necessary, of above appropriation be used for storage and maintenance of emergency hospital unit.	
(N) Columbia Township Auditorium	4,251.45
(O) Industrial Development Commission of the Columbia Chamber of Commerce, if so much be necessary	15,000.00
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TOTAL ITEM 9	\$136,440.77
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GRAND TOTAL	\$1,939,947.21

ITEM 10. EDUCATION DIVISION

(A) Board of Education	
Salary, Superintendent of Education	\$ 3,532.50
<i>Provided</i> , however, if the State fails to pay the Superintendent of Education a portion of his salary, then such amount is hereby appropriated as to bring his salary up to \$7,905.00 and no more.	
Official travel, Superintendent of Education..	900.00
Salary, Chief Clerk	4,131.17
Salary, Clerk	2,865.89
Salary, School Lunch Clerk, Supplement to State Aid	1,060.00
Per diem and mileage, seven County Board of Education members, if so much be necessary	1,000.00
Extra Clerk hire, if so much be necessary ...	300.00
Utilities and incidentals	800.00
Adding machine	315.00
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	14,904.56

(B) SPECIAL SERVICES

Salary Supplement of School Lunch Supervisor	2,928.25
Salary Supplement of Visiting Teacher	3,112.50
Official travel, Visiting Teacher	750.00
Salary, Coordinator of Instruction	5,400.00

Official travel, Coordinator of Instruction	660.00
Salary, Jeanes Supervisor	4,000.00
Official travel, Jeanes Supervisor	528.00
Rent, utilities, Jeanes Supervisor	525.00
Workmen's Compensation Insurance	1,678.45
Employees' Bond	293.03
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	19,875.23
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TOTAL ITEM 10 \$ 34,779.79

Provided, that the expenditures listed in Item 10 shall be paid from the fifteen-mill tax levied as an equalization fund for the several school districts and the remainder shall be distributed as directed below:

There is hereby levied on all taxable property of Richland County a school equalization levy of fifteen mills, and in addition thereto, there is levied on all taxable property in the school districts, respectively, the tax authorized by law, to wit: in School District No. 1, a tax of twenty-six mills for local school purposes; in School District No. 2, a tax of eight mills for local school purposes; in School District No. 5, a tax of nine mills for local school purposes; in School District No. 6, a local school levy, as shall be recommended by the board of trustees of School District No. 5 of Lexington County, of which School District No. 6, Richland County, is a part. *Provided*, that the tax levy for local school and debt service purposes in the Richland County School District No. 6 portion of the district shall not exceed the local school and debt service tax levied on the taxable property of the district in the Lexington County portion of Lexington County School District No. 5. The fifteen-mill school equalization levy shall be collected by the Treasurer of Richland County and both back tax and current tax collections shall be distributed to the districts of the county on a per pupil average daily attendance basis for the fiscal year prior to the collection. *Provided*, that the Treasurer of Richland County shall transfer to the Richland County Board of Education Fund a sum not to exceed fourteen thousand nine hundred four dollars and fifty-six cents as set forth in Section (A) above, from the proceeds of the fifteen-mill tax referred to above, which sum shall be used for the purpose of paying salaries and expenses of the office of the County Superintendent of Education for the fiscal year 1960-61.

Provided, further, that the Treasurer of Richland County shall transfer to the Richland County Board of Education Fund a sum not to exceed nineteen thousand eight hundred seventy-five dollars and twenty cents as set forth in Section (B) above, said sum to be used for the purpose of paying salaries and expenses for special services of the office of the Richland County Superintendent of Education rendered to Districts 2, 5, and 6 for the fiscal year 1960-61. This sum shall be transferred from that portion of the proceeds of the fifteen-mill equalization levy apportioned to School Districts Nos. 2, 5, and 6. *Provided*, that the local school boards of trustees of School Districts Nos. 2, 5, and 6 of Richland County shall expend annually as textbook aid from the proceeds of the fifteen-mill equalization fund a sum of not less than two dollars and fifty cents per pupil officially enrolled in grades one through six, inclusive.

SECTION 2. It shall be the duty of the head of each department to inquire of the Clerk of the County Board of Commissioners, at the close of each quarter, the status of the appropriation for his department; and it shall be the further duty of the head of each department, if expenditures are running ahead of appropriations, to bring such expenditures in line with the appropriation. *Provided*, that if any department head exceeds the appropriation for his department, such overdraft shall be deducted from said department head's salary.

SECTION 3. The Treasurer of Richland County is hereby authorized and directed to turn over and deliver to the Board of Trustees of the Columbia Hospital of Richland County all operating funds legally due and in the control and possession of the Treasurer of Richland County for said hospital; and the Board of Trustees of Columbia Hospital of Richland County is hereby authorized and empowered to receipt for and deposit same and deposit all future operating receipts and revenues to its own account or accounts in a bank or banks in the City of Columbia, S. C., and disburse same by checks issued by the duly authorized officer or employee of said hospital.

The Treasurer of Richland County is hereby authorized and directed to turn over to the Secretary of the Legislative Delegation sufficient moneys from the General Fund of the County to pay the cost of supplies and official Legislative expense. The Secretary to the Delegation shall deposit same in a bank to be expended upon approval of Senator and at least half of the members of the House of Representatives from Richland County.

SECTION 4. All of the county officers of Richland County may close their offices on Saturday of each week at twelve o'clock noon, except in emergency. *Provided*, that all county offices shall be open not later than nine o'clock A. M., and close not sooner than five o'clock P. M. on all other work days; and *provided*, further, that the minimum work week for all county employees shall be forty hours.

SECTION 5. The Board of Trustees of School District No. 1 shall file a copy of the annual audit of this school district in the office of the Clerk of Court within ten days from the preparation thereof, for the benefit of the public, as other public documents are filed in said office. All charitable and other organizations which receive any part of their income from Richland County are hereby required to have an annual audit made at the end of their fiscal year and to file a copy thereof with the Richland County Delegation within ten days after the preparation thereof. Upon failure to file such reports as herein provided for, the Treasurer of Richland County is hereby directed to withhold further payments to said organization until such audit is filed.

SECTION 6. Nothing in this section contained shall apply to School District No. 1 of Richland County. In the payment of expenses incurred in all other school districts of the county a separate warrant or order, directed to the County Treasurer, signed by a majority of the Board of Trustees of the disbursing district, shall be issued direct to each payee in strict conformity with the general school law of South Carolina; *provided*, nevertheless, as follows:

In order to facilitate and expedite the payment of salaries of personnel in all categories regularly employed for a scholastic or calendar year, also for the payment of separate bills, amounting to less than one hundred dollars each for special services or school materials properly payable from school operation and maintenance funds, it shall be lawful for a Board of Trustees to issue a consolidated or "master" warrant on the said County Treasurer in the aggregate amount of all or any portion of the aforesaid salaries and bills due and payable in any current "school" or calendar month, such master warrant to be payable to the school district in the name of its previously designated disbursing agent, preferably the school district superintendent, though any other full time, adult employee of the district shall be eligible. Each master warrant shall have on its face or back, or on a sheet securely attached thereto, a complete list

of all ultimate payees with the amount due to each plainly set forth; and, except for salaries aforesaid, there shall also be securely attached a separately printed or written, fully itemized statement from each ultimate payee showing the amount and nature of the services rendered or supplies furnished. The Richland County Board of Education may (by standing resolution embodying such restrictions as it may impose) authorize the County Superintendent of Education, in his discretion, to process all such master warrants for payment without prior reference to said county board. The processed master warrant shall be deposited by the district's disbursing agent in a separate account in a Columbia F. D. I. C. bank to the credit of the school district and by such agent disbursed by check to the several payees named on the list aforementioned. All disbursing agents shall keep a neat and permanent record of all their transactions as such agents on uniform record and voucher prescribed by and furnished through the county board aforesaid, and these records shall be available to the public for inspection at all reasonable times. The County Superintendent of Education shall require all disbursing agents at the proper time to submit their records and vouchers to the auditors employed to make the annual audits of the Richland County records and such auditors shall check and verify same as an integral portion of the county school accounts. Each disbursing agent shall furnish the district at its expense a fidelity bond in the penal sum of not less than five thousand dollars, or as much more as the district board of trustees may deem advisable.

The conditions set forth in the foregoing proviso of this section are joint and not severable and the proviso, in its entirety is to be construed as an optional alternate procedure in paying salaries of whatever amount and separate bills, regardless of number, amounting to less than one hundred dollars each.

SECTION 7. All appropriations made herein and all unappropriated and unpledged surplus funds in the hands of the Treasurer of Richland County are subject to the right and authority of the Senator and at least one-half of the members of the House Delegation from Richland County to alter, increase or deduct therefrom at any time, when in their judgment, such alterations, increases or deductions are necessary for the best interest of the county and/or to conform with the revenue expected during the life of this act. *Provided*, however, that no such action shall be taken except in the course of a duly called public meeting of the delegation, after due

notice to the heads of the respective departments to be thereby affected. The Treasurer of Richland County is authorized to extend credit for recording Federal Agricultural papers.

SECTION 8. All salaried constables in Richland County shall be deputized to preserve order in their respective magisterial districts.

SECTION 9. All county-owned automobiles, station wagons and trucks except two such automobiles used by the Sheriff's office, one for detective work and the other for process serving, and the automobile used by the Supervisor of Richland County, shall be, within ten days from the effective date of this act, marked, stenciled or painted on both front doors of said vehicles as follows: "Richland County" (in letters not less than three inches in height) and directly under said words the name of the county department which operates these vehicles (in letters not less than two inches in height). After ten days from the effective date of this act no person, company or corporation shall service, supply or equip any county-owned automobiles, station wagons or trucks which are not marked pursuant to the terms of this section. After ten days from the effective date of this act no county funds shall be paid out for services to or supplies and equipment furnished for county-owned automobiles, station wagons or trucks which are not marked pursuant to the terms of this section. Heads of county departments or agencies shall maintain a list reflecting the make, model, serial number and South Carolina license number of all county-owned vehicles in his department or agency and shall report to the Richland County Delegation when any county-owned vehicles are traded or disposed of in any way whatsoever. The markings herein provided for shall be kept visible at all times.

SECTION 10. Whenever, during the effective period of this act, a vacancy occurs in any employee position or classification provided for in this act and in the judgment of the department or agency affected it is necessary to fill such position or classification, the person newly employed shall be hired at the lowest salary appropriated in this act for such position or classification within the department affected; and if there be no such other position or classification in such department the person newly employed shall be hired at the lowest salary for similar positions or classifications for other departments or agencies provided for herein.

SECTION 11. All revenue accruing to Richland County for reimbursement, or otherwise, in excess of the amount necessary to pay appropriations herein made, shall be allocated to the general fund, unless otherwise directed by the Senator and at least one-half of the House members.

SECTION 12. All appropriations made in this act for travel and/or official expense shall be paid on voucher properly probated, as needed by officials.

SECTION 13. All heads of departments shall employ replacements or new personnel at an initial salary of at least ten per cent less than the pay provided for such employees in the 1958-59 Richland County Supply Act.

SECTION 14. Any employee, who shall have tenure of twenty-five years or more in Richland County employ, shall receive an additional sixty-five dollars per year over and above the salary provided in this act.

SECTION 15. If any section, paragraph, item or provision of this act shall be held invalid by a court of competent jurisdiction, such invalidity held shall not affect, impair or invalidate any remaining section, paragraph, item or provision of this act.

SECTION 16. All acts or parts of acts inconsistent with this act are hereby repealed to the extent of such inconsistency.

SECTION 17. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R693, S552)

No. 1116

An Act To Amend Act No. 810 Of The Acts Of 1946, Relating To The Creation, Powers And Duties Of The Saluda County Medical Building Board, So As To Authorize Such Board To Mortgage Or Convey Real Property And To Validate A Certain Deed Previously Executed By The Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 4 of Act 810 of 1946 amended—Saluda County Medical Building Board—powers and duties—deed vali-

dated.—Section 4 of Act No. 810 of 1946 is amended to read as follows:

“Section 4. The board herein created shall have the power to adopt and use a corporate seal, to acquire by purchase or gift a suitable site or sites for the establishment of the building or buildings herein provided for, to accept gifts, grants, donations, devices and bequests and to apply to the Federal Government or any other governmental agency for a grant and monies to aid in the construction and equipping of the medical building or buildings and to do any and all things necessary or convenient, looking toward the establishment and maintenance of a medical building or buildings in the County of Saluda, including the conveying or mortgaging of real estate. That certain conveyance dated January 25, 1955 by which the board conveyed a certain lot to Travis Lodge No. 241, A.F.M. in the Town of Saluda, is hereby confirmed and ratified.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R1090, S750)

No. 1117

An Act To Direct The State Highway Department To Remove From The State Highway System A Certain Portion Of Road In Saluda County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Saluda County—portion of road removed from Highway System.—The State Highway Department is hereby directed to remove from the State Highway System the following portion of road in Saluda County described as follows:

Section of Road S-41-227 beginning at Road S-41-65, 0.2 mile south of its intersection with Route 702, running southwesterly and westerly—approximately 0.05 mile.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1115, H2697)

No. 1118

An Act To Provide For The Levy Of Taxes For Ordinary County And School Purposes, For A Period Of Twelve Months, Beginning July 1, 1960, And Ending June 30, 1961, Both Inclusive, For Saluda County; To Provide For The Expenditure Thereof; And To Provide For The Rental Of Certain County Properties.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax of mills as is necessary to raise the amount of money hereinafter appropriated is hereby levied on all taxable property in Saluda County for school and county purposes for the fiscal year July 1, 1960, to June 30, 1961, for the amounts and purposes hereinafter mentioned.

Item 1. Roads and Bridges:

Maintenance of Roads and Bridges, tractor force
and convicts, and purchase of concrete pipe \$ 50,000.00
Any balance that might be in Item 1 at the end
of the fiscal year (June 30, 1960) shall be trans-
ferred to Item 1 for the new fiscal year 1960-1961,
and to be in addition to the amount set forth in
Item 1.

TOTAL, ITEM 1 \$ 50,000.00

Item 2. Salaries, payable monthly:

Clerk of Court \$ 1,100.00
Treasurer (County's part) 1,000.00
Auditor (County's part) 1,000.00
Chairman, Board of Commissioners, for full time 3,000.00
Travel Expense 1,200.00
The Chairman of the Board of Commissioners,
in connection with his employment as such, shall
be furnished gasoline from the pumps located at

the County Home in his pickup truck for official business.

Two County Commissioners @ \$700.00 each, and expenses	1,400.00
Clerk of Board and Tax Collector	2,700.00
Superintendent of Education, salary	450.00
Travel Expense	600.00
Judge of Probate	2,600.00

Provided, that the Judge of Probate shall receive in addition to the above all fees collected by him for the issuance of marriage licenses.

Magistrate at Courthouse	1,500.00
Magistrate at Ridge Spring	750.00
Constable at Ridge Spring, to be deputized by Sheriff, at Sheriff's discretion	400.00
Two Magistrates at \$300.00 each	600.00
Two Constables to Magistrates at \$100.00 each	200.00
Coroner and his Deputy	500.00
Clerical help, \$5.00 for each case	60.00
Travel Expense	400.00
Janitor, full time at Courthouse, Jail, Agricultural Building and grounds at \$125.00 per month	1,500.00
County Attorney	150.00
County Physician	225.00

Provided, that the County Physician shall act as one of the examining physicians in each lunacy case and assist in all post mortems, without extra compensation.

Clerical help for Clerk of Court's Office	2,700.00
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Provided, that such help shall be employed by the Clerk of Court.

Treasurer's expenses	300.00
Auditor's expenses	300.00
Clerk of Court's expenses	200.00
Sheriff	3,000.00
Travel expense	1,200.00

Provided, that the Sheriff and his family shall occupy the living quarters of the jail and shall have full use of the county property therein, including the payment for lights and water.

Provided, that the Sheriff shall receive in addi-

tion to the above all fees collected in his office.
Two Deputy Sheriffs (to be appointed by the Governor, upon the recommendation of the Sheriff and a majority of the Delegation) and the expenses for two Deputy Sheriffs, \$2,500.00 each 5,000.00
Travel expense, \$1100.00 each 2,200.00

Provided, it shall be the duty of each of the deputies to assist the Tax Collector in collecting delinquent taxes by serving notice of executions or otherwise as directed by the Tax Collector. The two Deputies above mentioned shall be clothed with authority to arrest without warrant any person known or suspected by them, upon satisfactory information, of violation of any of the criminal laws of the State; *Provided* that any person arrested shall be taken immediately to the most convenient magistrate and a warrant procured; *provided*, that the Deputy Sheriffs may perform all duties usually required of rural policemen and shall patrol the county as they may be directed by the Sheriff; *provided*, that if the Deputies fail to do their duty by not enforcing all laws they shall be subject to removal at any time by the Governor, upon the recommendation of a majority of the Legislative Delegation. The Sheriff or Deputy Sheriffs shall transfer all lunatics to the asylum free of all costs, except actual expenses. *Provided*, further, that the Deputy Sheriffs shall work under the direction of the Sheriff and shall devote their entire time to the duties of the office. The Sheriff or Deputy Sheriffs shall act as Constable for the Magistrate for Saluda Courthouse.

Tax Collector 1,500.00

Provided, that the Tax Collector shall clear his records of all personal property delinquent taxes, including automobiles, etc., one year from date of executions from the Treasurer's office.

TOTAL, ITEM 2 \$ 37,735.00

Item 3.	Board of Assessors and Equalization, if so much be necessary	\$ 1,500.00
	<i>Provided</i> , that each member of the board of assessors shall receive compensation in the sum of thirty dollars (\$30.00) annually, and <i>provided</i> , further, that the county board of equalization shall meet upon call of the county auditor for not exceeding three days in any one year and shall receive per diem of ten dollars per day for not exceeding three days.	
	TOTAL, ITEM 3	\$ 1,500.00
Item 4.	Jail Expenses, including dieting of prisoners at one dollar per day each, and bedding, less lights	\$ 1,500.00
	Jurors and Witnesses	1,800.00
	Water and Fuel—Courthouse and Agricultural Building	1,400.00
	Lights for Courthouse Square	112.00
	Lights for Jail, Agricultural Buildings, Courthouse and County Farm	1,200.00
	Saluda Chamber of Commerce, Industrial Developments	750.00
	Telephones located as follows: one telephone to be located in Sheriff's house, one in Auditor's office, one in Superintendent of Education's office, one in Clerk of Court's office, one in Magistrate's office, one at County Home and one in Sheriff's office; and long distance calls	800.00
	For Sheriff's travel expense outside of Saluda County	100.00
	Courthouse Supplies and Agricultural Building	400.00
	Twelve months' rent, lights, fuel, for Welfare Department at \$45.00 per month	540.00
	Twelve months' rent for Unemployment Board	180.00
	Vital Statistics	125.00
	Saluda Standard—Printing County Reports . . .	100.00
	Miscellaneous Office Expenses, if so much be needed:	
	Clerk of Court	1,000.00
	Sheriff	50.00

Judge of Probate, office equipment.....	300.00
Treasurer	250.00
Superintendent of Education	75.00
Auditor	150.00
Commissioner's Office	100.00
Magistrate's office, printing necessary blanks ..	150.00
<i>Provided</i> , that the bills for printing herein authorized shall be paid upon separate bills rendered by each county officer.	
<i>Provided</i> , magistrates' jurors shall receive as compensation one dollar per day.	
Tax Collector, books and stationery.....	200.00
<i>Provided</i> , above office expense appropriations shall be excepted from provisions of Section 5.	
Auditing County Officers' Books.....	400.00
Agricultural Department:	
4-H Boys' Club	50.00
4-H Girls' Club	50.00
F.F.A. Boys' Club, Saluda	50.00
J.H.A. Girls' Club, Saluda.....	50.00
F.F.A. Boys' Club, Hollywood	50.00
J.H.A. Girls' Club, Hollywood	50.00
F.F.A. Boys' Club, Ridge Spring	50.00
J.H.A. Girls' Club, Ridge Spring	50.00
County Agent	75.00
Home Demonstration Agent	50.00
Supplement to present County Agent's Salary..	500.00
Supplement to present Home Demonstration Agent's Salary	200.00
Welfare Board	648.00
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TOTAL, ITEM 4	\$ 13,555.00

Item 5. Miscellaneous Contingent:

Provided, that the Saluda County Board of Commissioners may issue vouchers against this fund for the items herein specified and not exceeding the amounts set forth for the year 1954-1955: All court expenses as may be incurred in excess of the specified appropriations in this act.

Coroner's jurors shall receive three dollars each

and ten cents per mile for each case of court.
Mileage shall be paid for the distance from home
to place of inquest one way only.

Post Mortems, Inquests and Lunacies.

Transportation to State Hospital.

Insurance on Officers' Bonds.

Saluda County's proportional expense of S. C.

Retirement System and Withholding Tax.

Insurance and Sinking Fund.

Insurance of County Employees.

Any funds paid out of the general miscellaneous
contingent fund account, not approved in the
County Supply Act, must be approved by the
Saluda County Legislative Delegation.

GRAND TOTAL \$102,790.00

Less Estimated Revenue, Other Than Taxes:

Gas Tax \$ 45,000.00

Income Tax 11,000.00

Other Revenue 12,859.00

Total 68,859.00

TO BE RAISED BY TAXATION.....\$ 33,931.00

SECTION 2. The fee that may be charged by the Clerk of Court for Saluda County for the recording, filing, indexing or registering of any mortgage or other instrument conveying an interest in, or creating a lien on, the crops growing or to be grown, or on personal property, made to any corporation under the Act of Congress known as the Farm Credit Corporation of 1933, if and as amended, a Regional Agricultural Credit Corporation, a Federal Intermediate Credit Bank, or any other corporation which rediscounts notes or other obligations with or procures loans from a Federal Intermediate Credit Bank, the Reconstruction Finance Corporation or the Government of the United States or any department, agency, instrumentality or officer thereof, shall be seventy-five cents; and a copy or duplicate of such instrument shall be furnished to the recording officer; *provided*, that Saluda County is specifically excepted from the provisions of Section 27-61, Code of Laws of South Carolina, 1952.

SECTION 3. The county officials of Saluda County are hereby directed to collect the fees allowed them by law as a part of their salaries. The county treasurer shall retain twenty-five cents additional out of every tax execution fee collected.

SECTION 4. In anticipation of the collection of 1960 taxes, the county board of commissioners and the treasurer are hereby authorized to borrow an amount sufficient to meet the expenses of the county government for this fiscal year and pledge the taxes for 1960 in payment thereof, and the full faith, credit and taxing power of Saluda County are hereby pledged for the payment of such note or notes as are issued under the authority of this section.

SECTION 5. The above accounts shall be kept separate and distinct and expended only for the purposes for which appropriated; *provided*, no bill or claim shall be approved or paid unless the same shall state fully what it is for, giving the kind and quantity of the thing or commodity which it represents in addition to the amount and time when furnished; any note or contract made by any officer of the county or county board in excess of the levy and appropriation herein shall be null and void insofar as the county is concerned; *provided*, however, that any officer or employee who disregards any of the provisions herein without the written consent of the Saluda County Legislative Delegation in the General Assembly, as kept on file in the office of the county treasurer, shall be guilty of malfeasance in office and subject to removal upon complaint of the Saluda County Legislative Delegation, in addition to the punishment now provided by law.

SECTION 6. All county officers shall make a complete report to the county treasurer of all fees, fines and monies received and disbursed by them, and file copies thereof with the Clerk of Court of Saluda County for the periods ending June 30, 1960, December 31, 1960, and June 30, 1961, and such reports shall be furnished not later than the tenth of the following month. Without further notice, such reports shall be public records and subject to inspection by the people of the county. Failure to make such reports by January, 1961, shall make such officer failing in this requirement subject to removal from office by the Saluda County Legislative Delegation.

SECTION 7. All county officers shall be paid monthly and such payment shall not exceed one-twelfth of amount appropriated. Not more than one-sixth of the amount of Item 1 shall be paid out in any

one month, except in case of emergency, and if it be necessary, and by consent of the delegation.

SECTION 8. As soon as the total amount of property for taxation has been ascertained for the year 1960, the auditor and treasurer, jointly, are authorized to increase or decrease the levy hereinbefore made to meet the appropriations herein provided, taking into account all other funds on hand for the purpose, gas tax as estimated, and other indirect revenues.

SECTION 9. The chairman of the board of commissioners has entire care and supervision of all county buildings and grounds, and he shall employ a janitor and shall have supervision over the janitor at all times. The chairman may designate someone to assist him during his absence.

SECTION 10. Any balance in any item, except Item 1, unexpended at the beginning of the fiscal year 1960-1961, shall be placed in the contingent account. All fines, forfeitures and forfeited land sales collected shall be placed in the contingent fund.

SECTION 11. The treasurer is hereby authorized and required to place the money coming from whiskey, wine and beer tax in the fiscal year 1960-1961 in a separate fund to be known as "General School Fund," and this fund may be used at the discretion of the county superintendent of education by and with the consent of the county board of education.

SECTION 12. If, for any cause, the office of chairman of the board of county commissioners, or either of the two commissioners, shall become vacant, the Governor shall, upon the recommendation of the Saluda County Legislative Delegation, appoint his successor.

SECTION 13. All offices of the courthouse may be closed at 1:00 o'clock P.M., every Saturday afternoon and on Thursday afternoon for the months of April, May, June, July and August.

SECTION 14. The expenditure of any funds from the State surplus coming to the county treasurer for school purposes or otherwise must be approved by the county delegation.

SECTION 15. The county farm shall be managed by the chairman of the board of county commissioners in cooperation with other members of that board to the end that the farm may supplement the funds provided for county chain gang.

SECTION 16. The county delegation is directed to charge a reasonable rental for such buildings and property as belong to the county and may be accepted by agencies of the Federal Government. Such monies as are received from this source shall be placed in a special agricultural fund to be used exclusively for improvements on such buildings as are rented pursuant to the terms of this section.

SECTION 17. No tax levy for school purposes shall be effective unless approved by the legislative delegation from the county.

SECTION 18. All magistrates of the county shall be bonded in the sum of one thousand dollars in a bonding company approved by the board of county commissioners, and such premiums as may be required shall be paid from funds of the county.

SECTION 19. The court crier and bailiffs for the county shall receive the same compensation as provided by law for petit jurors of the circuit court.

SECTION 20. All county notes shall remain with the treasurer when paid and shall not be transferred to any other office or officer.

SECTION 21. If any section of this act shall be found to be unconstitutional, it shall not be construed to affect the validity of any other section hereof.

SECTION 22. All acts or parts of acts inconsistent herewith are repealed.

SECTION 23. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R581, H1949)

No. 1119

An Act To Repeal Act No. 1190 Of The Acts Of 1958 Relating To The Issuance Of Fifty Thousand Dollars Of General Obligation Bonds To Be Utilized By The Spartanburg County Development Board.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Act 1190 of 1958 repealed.—Act No. 1190 of the Acts of 1958 is hereby repealed.

SECTION 2. Repeal.—All other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of February, 1960.

(R615, H1882)

No. 1120

An Act To Create The Liberty-Chesnee-Fingerville Water District In Spartanburg County; To Define Its Area; To Establish A Governing Commission Therefor; To Prescribe The Functions And Powers Of The District And Its Commission; To Make Provision For Borrowing By The District And Its Commission; To Make Provisions For Borrowings By The District, Including The Issuance Of Not Exceeding One Million One Hundred Thousand Dollars Of General Obligation Bonds; To Prescribe The Terms And Conditions Under Which Monies May Be Borrowed By The District; And To Make Provision For Their Payment.

Whereas, the General Assembly, after due investigation, has found that the area in Spartanburg County described below has become populated to an extent that it makes it necessary and desirable for the health and welfare of the inhabitants to be served by a publicly operated water system, and that in addition thereto the district hereby created shall be empowered to furnish fire protection for the district; and

Whereas, as a consequence of its findings above recited, the General Assembly has deemed to construct the area as a special water district, thus providing a governing body for the district and empower the governing body as herein provided for. Now, therefore, Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Liberty-Chesnee-Fingerville Water District, created—area.—There is hereby created and established in Spartanburg County a district to be known as “Liberty-Chesnee-Fingerville Water District,” which district shall be a public corporation of perpetual succession and shall have the functions prescribed by this act. The district shall include and be comprised of the following territory:

Beginning at the intersection of Chapman Road in Spartanburg County and U. S. Highway No. 221, and running in a northerly direction with said Highway No. 221, one-half mile on each side, parallel to said Highway No. 221 to the intersection of South Carolina Highway No. 11 with the following exceptions: that no portion of this district shall extend beyond the limits of Spartanburg county; that the Western boundary shall not cross the Clinchfield Railroad but shall run parallel to and one thousand feet west of said railroad, wherever the railroad is more than one-half mile west of U. S. Highway No. 221; that all of the property of the Massachusetts Mohair Mills, Inc., located at Mayo, South Carolina, be included in said district. Beginning at the intersection of U. S. Highway No. 221 and S. C. Highway No. 11, and running in a westernly direction with said S. C. Highway No. 11, one-half mile on each side, parallel to said S. C. Highway No. 11 to the intersection of S. C. Highway 42-42; beginning at the intersection of S. C. Highway No. 11 and 42-45, and running south in a southerly direction with S. C. Highway 42-45, one thousand feet on each side parallel to said S. C. Highway 42-55 to Pacolet River. This description specifically includes the entire Town of Chesnee.

SECTION 2. Managed by a commission—members—terms—vacancies.—Such district shall be operated and managed by a commission to be known as “Liberty-Chesnee-Fingerville Water Commission,” which shall consist of three resident electors of the district. The following persons shall constitute the initial members of the commission and shall serve for terms as follows: J. C. Bishop for a term of two years; J. D. Easler for a term of four years; and A. E. Johnson for a term of six years.

The regular terms of office of the members of the commission shall be for six years. In all cases the members of the commission shall hold office until their successors qualify. The commission, except the initial members who are named herein, shall be appointed by the Governor upon the recommendation of the legislative delegation from the county. The initial terms shall begin as of the effective date of this act. Any vacancy occurring in the office of commissioner by reason of death, resignation or otherwise, shall be filled for the remainder of the unexpired term by appointment by the Governor upon the recommendation of a majority of the legislative delegation from the county.

SECTION 3. Powers and duties.—There is hereby committed to the district the functions of constructing, operating, maintaining, improving and extending a water distribution system and a system for fire protection within the district. To that end, the commission shall be empowered as provided below:

1. Have perpetual succession;
2. Sue and be sued;
3. Adopt, use and alter a corporate seal;
4. Make bylaws for the management and regulation of its affairs, and to define a quorum for its meetings;
5. Deposit monies derived from revenue-producing facilities, and to withdraw the same for the purpose of operating and maintaining such facilities;
6. Prescribe regulations requiring persons who shall be residents of the district to make use of any water system which the district shall place in operation. Such regulations shall, however, become effective only after they have been adopted by resolution of the commission, a certified copy thereof has been recorded in the office of the Register of Mesne Conveyance for Spartanburg County, a copy has been posted in the Spartanburg County Courthouse and in at least two other public places in the district, and notice of the adoption of such regulations shall be published at least once for three successive weeks in a newspaper published in Spartanburg County, and having general circulation in the district. The notice shall specify in brief the scope of the regulations, and shall state the date on which they shall become effective. Prior to the adoption of the aforesaid resolution, the commission shall give public notice of the meeting which is to be held to consider their adoption, and such notice shall appear in a newspaper published in Spartanburg County, and having general circulation in the district, no less than seven days prior to the occasion fixed for the holding of such meeting. The provisions of this paragraph, prescribing conditions upon the effectiveness of regulations adopted to require compulsory use of water facilities, shall not be deemed to impose conditions upon the making or adoption of any other type of regulation authorized by this act.
7. Acquire, purchase, hold, use, lease, mortgage, sell, transfer and dispose of any property, real, personal or mixed, or any interest therein;

8. Build, construct, operate, acquire and maintain water lines and water mains throughout the district, and all apparatus necessary for the proper functioning of the same, and from time to time to enlarge and extend the same.

9. Establish, operate and maintain a system of fire protection as the commission deems feasible and practicable;

10. Purchase, or otherwise acquire, a supply of water for its water distribution system, and to that end to build, construct, acquire, maintain and operate water tanks, reservoirs, pumps, wells, existing mains and distribution systems, and such other apparatus as may be necessary to obtain and distribute water, and to enter into contracts for the purchase of water at wholesale.

11. Distribute and sell water on such terms and rates as it shall from time to time approve. To that end the commission shall be empowered to place into effect and to revise, whenever it so wishes or may be so required, a schedule of rates and charges for water furnished by its water distribution system. The commission shall be further empowered to sell water beyond the limits of the district, on such terms as it shall approve, wherever it shall be economically feasible to do so.

12. Make use of county and State highway rights-of-way in which to lay the pipes and lines in such manner and under such conditions as the appropriate officials in charge of such rights-of-way shall approve;

13. Exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Chapter 3, Title 25, Code of Laws of South Carolina, 1952, or by following the procedure for the exercise of eminent domain by the State Highway Department, prescribed by Article 2, Chapter 3, Title 33, Code of Laws of South Carolina, 1952;

14. Appoint officers, agents, employees and servants, to prescribe the duties of such, to fix their compensation, and to determine if and to what extent they shall be bonded for the faithful performance of their duties;

15. Make contracts for construction, engineering and other services, with or without competitive bidding;

16. Issue, under the conditions prescribed by Section 4 of this act, general obligation bonds of the district, in the amount not exceeding one million one hundred thousand dollars;

17. In addition to the powers given by paragraph 16 of this section, the commission may, on behalf of the district, borrow money and make and issue negotiable bonds, notes and other evidences of indebtedness payable solely from all or any part of the revenues derived from the operation of any revenue-producing facility. The sums borrowed may be those needed to pay all costs incident to the construction and establishment of its water system, or such sum as may be needed to pay the cost of any extension, addition and improvement to the water system. If the method of financing authorized by this paragraph is used, neither the faith and credit of the State of South Carolina, nor of Spartanburg County, nor of the district shall be pledged for the payment of the principal and interest of the obligations, and there shall be on the face of each obligation a statement; plainly worded, to that effect. Neither the members of the commission nor any person signing the obligation shall be personally liable thereon. That a convenient procedure for borrowing money pursuant to this paragraph may be prescribed, the district shall be fully empowered to avail itself of all powers granted by Article 9, Chapter 3, Title 59, and by Chapter 5, Title 59, Code of Laws of South Carolina, 1952. In exercising the powers conferred upon the district by such Code provisions, the district may make all pledges and covenants authorized by any provision thereof, and may confer upon the holders of its securities all rights and liens authorized by such Code provisions. Specifically, and notwithstanding contrary provisions in any such Code provision, the district may:

(a) Provide that such bonds, notes or other evidence of indebtedness be payable, both as to principal and interest, from the net revenues derived from the operation of any revenue-producing facility, as such net revenues may be defined by the commission.

(b) Covenant and agree that upon its being adjudged in default as to the payment of any installment of principal or interest upon any obligation issued by it or in default as to the performance of any covenant or undertaking made by it, that in such event the principal of all obligations of such issue may be declared forthwith due and payable notwithstanding that any of them may not have then matured.

(c) Confer upon a corporate trustee the power to make disposition of the proceeds from all borrowings and also of all revenues derived from the operation of the revenue-producing facility, whose revenues are pledged for the payment of such obligation, in accordance

with and in the order of priority prescribed by the resolutions adopted by the commission as an incident to the issuance of any notes, bonds or other evidences of indebtedness.

(d) Dispose of its obligations at public or private sale, and upon such terms and conditions as it shall approve.

(e) Make such provision for the redemption of any obligations issued by it prior to their stated maturity, with or without premium, and on such terms and conditions as the commission shall approve.

(f) Covenant and agree that any cushion fund established to further secure the payment of the principal and interest of any obligations shall be in a fixed amount.

(g) Covenant and agree that no free service will be furnished to any person, firm, corporation, municipal corporation, or any subdivision or division of the State.

(h) Prescribe the procedure, if any, by which the terms of the contract with the holders of its obligations may be amended, the number of obligations whose holders must consent thereto, and the manner in which such consent shall be given.

(i) Prescribe the events of default and the terms and conditions upon which all or any obligations shall become or may be declared due before maturity and the terms and conditions upon which such declaration and its consequence may be waived.

SECTION 4. Bond issue if election favorable.—The commission, on behalf of the district, shall be empowered to issue not exceeding one million one hundred thousand dollars of general obligation bonds of the district, whose proceeds shall be used to defray the cost of constructing and establishing a water system in the district. For the purpose of this section, the term “construct and establish” shall embrace the cost of direct construction, the cost of all land, property, rights, easements and franchises acquired, which are deemed necessary for such water system, the cost of acquiring existing water systems lying within the district, the cost of all machinery and equipment needed therefor, payments to contractors, laborers or others for work done or material furnished, financing charges, interest prior to and during construction and for six months after completion of construction, cost of engineering service, legal service, legal expenses, plans specification, surveys, administrative expenses, and such other expenses as may be necessary or incident to the construction of the water system, and the placing of the same in operation. General obligation bonds shall be issued only in the event the election required by Sec-

tion 5 of this act shall result favorably. All or any general obligation bonds issued pursuant to this act may be additionally secured by a pledge of the net revenues to be derived from the operation of any revenue-producing facility operated and maintained by the district. The words "net revenues" as used in this paragraph shall mean that sum remaining from the aggregate of all monies realized by the district from rates and charges imposed and collected after paying the cost of operation and maintenance of the facility, whose revenues shall be pledged. If, pursuant to this paragraph, general obligation bonds are issued:

(a) They shall be issued as a single issue or from time to time as several separate issues. They shall bear such date or dates as the commission shall determine and the bonds of any issue shall mature in such equal or unequal installments as may be determined by the commission. They shall be made payable at such place or places as the commission shall prescribe, and they shall bear interest at such rate or rates, and shall be payable in such manner as the commission may determine. The bonds may be issued with the privilege to the holder of having them registered as to principal on the books of the Treasurer of Spartanburg County, and the principal thus made payable to the registered holder (unless the last registered transfer shall have been to bearer), upon such conditions as the commission may prescribe. Any bond issued pursuant to this paragraph may be made subject to redemption prior to its stated maturity, on such terms and conditions, and with such redemption premium as the commission shall prescribe.

(b) They shall be sold at not less than par and accrued interest to the date of their respective deliveries, at public sale, and at least ten days prior to any sale, notice, announcing the intention to receive bids for the sale of such bonds, shall be published in a newspaper of general circulation in the State of South Carolina. In offering the bonds for sale, the commission shall reserve the right to reject any and all bids, and if all bids shall be rejected, the commission may negotiate privately for the disposition of such bonds.

(c) Such bonds and all interest to become due thereon shall have the tax exempt status prescribed by Act No. 730 of the Acts and Joint Resolutions of South Carolina, 1952.

(d) Such bonds shall be executed in the name of Liberty-Chesnee-Fingerville Water District by the Chairman and Secretary of Liberty-Chesnee-Fingerville Water District Commission, under the seal

of the district. The coupons attached to such bonds may be authenticated by the facsimile signatures of the chairman and the secretary of the commission who are in office on the date of such bonds. The delivery of any bonds so executed and authenticated shall be valid, notwithstanding any changes in officers or seal occurring after such execution and authentication.

(e) There shall be irrevocably pledged for the payment of the bonds and interest as they mature, the full faith, credit and resources of the district, and the Auditor and Treasurer of Spartanburg County are hereby authorized and directed to levy and collect annually a tax upon all taxable property within the district sufficient to pay the bonds and interest as they respectively mature, and to create such sinking fund as may be necessary for the redemption of the bonds and interest at respective maturities. The bonds may be additionally secured by a pledge of the net revenues which the district may derive from the operation of any revenue-producing facility. In such event, such net revenues as shall be available shall be delivered to the Treasurer of Spartanburg County, and he shall set them apart in a special fund and apply them solely to the payment of the principal and interest of the bonds, so additionally secured by a pledge of such net revenues, so long as any principal or interest of the bonds remain outstanding. The annual ad valorem tax herein directed to be levied may be reduced in each year by the amount of net revenues, as aforesaid, actually in the hands of the Treasurer of Spartanburg County at the time the tax for such year is required to be levied, and the tax may be entirely suspended for any year in case such monies on hand, applicable as aforesaid, are sufficient to pay both principal and interest then due or falling due in such year and remaining unpaid.

(f) The pledge of net revenues authorized by subparagraph (e) of this section need not, in the discretion of the commission, be exclusive, and the commission may reserve the right to issue further bonds payable in whole or in part from such net revenues on a parity with the bonds authorized by this paragraph under such conditions as the commission may prescribe.

(g) The proceeds derived from the sale of such bonds shall be deposited with the Treasurer of Spartanburg County in a separate and special fund, and shall be expended upon the warrants or orders of the commission for the purposes specified herein, and no others, except that any premium received shall be deposited with the Treas-

urer of Spartanburg County and applied by him to the first installment of principal becoming due on the bonds, and any accrued interest received shall be applied by the Treasurer of Spartanburg County to the first installment of interest becoming due on the bonds. Neither the purchasers of the bonds, nor any subsequent holders thereof, shall be responsible for the proper application of the proceeds of sale.

SECTION 5. Election on question of issuing bonds.—The commission shall make provision for the holding of a special election in the district on a date to be fixed by the commission, at which time there shall be submitted to the qualified electors of the district the question of issuing bonds of the district for the purposes authorized by Section 4 of this act. The election shall be conducted by the Commissioners of Election for Spartanburg County, who shall give notice of the election by publication once each week, for three successive weeks prior thereto, in one or more newspapers with general circulation in the district, stating the question to be submitted at the election, and specifying the amount in dollars of the bonds proposed to be issued. The election shall be conducted at the several voting precincts in the district, as they are now established by law. The question submitted shall show on its face the primary purpose or purposes for which the proceeds of the bond issue are to be expended, and with the blank set forth therein appropriately completed. The question shall be submitted in substantially the following form:

“Shall the Liberty-Chesnee-Fingerville Water District issue bonds in a sum not exceeding one million one hundred thousand dollars, the proceeds of which shall be used to construct, acquire and establish a waterworks system for said District?

YES

NO”

The ballot shall contain suitable instructions, advising the voter that if he favors the issuance of bonds, he shall erase or strike through the word “NO” and that if he is opposed to the issuance of bonds, he shall erase or strike through the word “YES”. The managers of election at each precinct shall count the ballots and forthwith return the results of the election, together with the original ballots and tally sheets, to the Commissioners of Election of Spartanburg County who shall declare the results of the election. If the commissioners determine that a majority of those voting in the election voted in favor of the issuance of bonds, the bonds, or any part thereof, may be

issued as provided in Section 4 of this act, but if the commissioners determine that a majority of the ballots cast in the election be against the issuance of bonds, then no bonds shall be issued in accordance with the provisions of the South Carolina Election Law.

SECTION 6. Powers and duties—further.—The commission is authorized to do all other acts and things necessary or convenient to carry out any function or power committed or granted to the district.

SECTION 7. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of February, 1960.

(R639, H2127)

No. 1121

An Act To Authorize The Spartanburg County Livestock Producers Association And The Spartanburg County Planning And Development Board To Deed A Certain Six And Seventy-Two Hundredths Acre Tract To The Palmetto Grape Marketing Association.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County—land to be deeded to Palmetto Grape Marketing Association.—The Spartanburg County Livestock Producers Association is hereby authorized to convey a fee simple title, subject to the conditions set forth in that certain agreement between the Palmetto Grape Marketing Association and Spartanburg County Livestock Producers Association dated January 1960, that certain six and seventy-two hundredths acre tract as shown on that certain plat prepared for Palmetto Grape Marketing Association by Gooch and Taylor, Surveyors, dated January 14, 1960.

SECTION 2. Further.—Spartanburg County Planning and Development Board is hereby authorized to execute a quitclaim deed to that certain six and seventy-two hundredths acre tract described in this act to the Palmetto Grape Marketing Association.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 4th day of March, 1960.

(R655, H2095)

No. 1122

An Act To Authorize The Trustees Of Spartanburg County School District No. 1 To Issue And Sell Bonds Of The School District To An Amount Such That The Net Bonded Indebtedness At No Time Shall Exceed Eight Per Cent Of The Last Assessed Valuation Or The Current Assessed Valuation Of The District For The Purpose Of Building And Equipping Buildings.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County School District 1 may sell bonds—limit—purpose.—The Trustees of Spartanburg County School District No. 1 are hereby authorized and empowered to sell coupon bonds of the school district to an amount such that the net bonded indebtedness at no time shall exceed eight per cent of the last assessed valuation or the current assessed valuation of the school district for the purpose of building and equipping school buildings.

SECTION 2. Maturity—interest—denominations.—Any bonds issued pursuant to this act shall mature not more than ten years from date thereof, and shall bear interest from date at a rate not exceeding four and one-half per cent per annum, payable annually or semiannually, as the trustees may elect, and shall be in such denominations as the trustees may elect.

SECTION 3. Execution.—The bonds shall be signed and executed by the Trustees of Spartanburg County School District No. 1, provided that any coupons attached thereto may be lithographed or engraved with the facsimile signature of the members of the board of trustees.

SECTION 4. Payment.—The bonds when executed shall constitute binding obligations of the Spartanburg County School District No. 1,

and the full faith, credit and taxing power of the district are hereby irrevocably pledged for the payment thereof.

SECTION 5. Payment—further.—There shall be levied and collected annually, upon all the taxable property in the school district, by the officials of Spartanburg County charged with the levying and collection of taxes, a tax adequate and sufficient to meet the interest on any bonds issued hereunder and to pay the principal of same as they mature. It shall be the duty of the county treasurer to pay the interest and principal of the bonds and coupons as the same severally become due according to the terms thereof.

SECTION 6. Exempt from taxes.—Any bonds issued hereunder shall be nontaxable.

SECTION 7. Expenses.—The expense of issue and sale shall be paid from the proceeds of the sale of the bonds.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of March, 1960.

(R805, H2357)

No. 1123

A Joint Resolution Providing For A Referendum In Spartanburg County To Determine The Wishes Of The Electors As To Whether Or Not Fluoride Or Fluoride Additives Should Be Added To The Water Supply.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County to have referendum concerning adding fluoride to water.—The Commissioners of Election of Spartanburg County shall order an election, to be held at the time of the first primary held for the nomination of members to the General Assembly in the year 1960, to determine the wishes of the electors as to whether or not fluoride or fluoride additives should be added to the water supply. The results of the election shall be advisory only.

SECTION 2. Question.—The question to be submitted to the electors shall be:

“Do you favor the addition of fluoride or fluoride additives to the water supply?”

Yes ☐
No ☐

SECTION 3. Notice.—The commissioners of election shall give notice of the date of such election by notice published at least once a week for four consecutive weeks preceding the election in a newspaper of general circulation in the county.

SECTION 4. Results.—The officials responsible for canvassing the results of the election shall, within ten days, certify such results to the clerk of court of the county and to the officials governing the several water systems of the county.

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R980, S587)

No. 1124

An Act To Amend Act No. 556 Of 1929, As Amended, Which Created The Spartanburg Metropolitan District, So As To Add A New Section Authorizing The District To Contract For The Treatment And Disposal Of Sewerage Originating In Areas Adjacent To The District And To Repeal Act No. 498 Of 1941.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 556 of 1929, amended — Section 3A added—Spartanburg Metropolitan District may contract for treatment and disposal of sewerage in adjacent areas.—Act No. 556 of 1929, as amended is further amended by adding a new section which shall read as follows:

“Section 3A. The Commissioners of Public Works of the City of Spartanburg shall have power to enter into contracts for the treat-

ment and disposal of sewerage originating in areas adjacent to the Spartanburg Metropolitan District, upon such terms, rates and charges as may be fixed by contract, when in the judgment of the Commissioners it is for the best interest of the District to do so. No such contract shall be made for less than the cost to the District of treating and disposing of such sewerage, nor for a longer period than fifty years, but such contract may be renewed from time to time for a like period."

SECTION 2. Repeal—Act 498 of 1941 repealed.—Act No. 498 of 1941 and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R986, S657)

No. 1125

An Act To Amend Act No. 1105 Of The Acts Of 1956, As Amended, Relating To The Startex-Jackson-Wellford-Duncan Water District In Spartanburg County, So As To Increase The Territorial Limits Of The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 1105 of 1956, amended—area of Startex-Jackson-Wellford-Duncan Water District increased.—Section 1 of Act No. 1105 of the Acts of 1956, as amended, is further amended by adding at the end thereof the following :

"Ridgewood Heights Area: Beginning at a point in the Water District line 1000 ft. west of State Highway No. 290 and on the boundary between the lands of Ridgewood Heights, Inc. and property now or formerly owned by A. H. Dean Estate, and running thence with the Dean Estate line S 57-00 W 1670 ft. to the center of S. Tyger River; thence up and with the meanders of said river 1820 ft. to a point at the Old Dantzler Bridge Place (stake on the north side of river); thence continuing up the meanders of said river 1150 ft. to a point marked by a stake on the north side of said river; thence N 7-15 E 268 ft. to a stake on or near an abandoned road;

thence N 10-10 E about 100 ft. to a stake; thence with the property line of Ridgewood Heights, Inc. N 57-00 E 2570 ft. to a point in the western boundary of the Water District; thence along the western boundary of the Water District parallel with State Highway No. 290 in a southeasterly direction 2907 ft. to the beginning corner; this being all the property conveyed to Ridgewood Heights, Inc. by J. W. Gaston, Jr. and Mattie Cora Gaston by deed recorded in Deed Book 25-N, Page 1, in the R.M.C. Office for Spartanburg County, with the exception of the property therein described which is already included in the Water District."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1040, H2529)

No. 1126

An Act To Make Supplemental Appropriations For Spartanburg County For The Fiscal Year 1959-60 From The General Fund Of The County; To Validate A Loan Made To Liberty-Chesnee-Fingerville Water District And Reimburse The General Fund From Proceeds Derived From The Sale Of Bonds Of The Water District; And To Validate The Transfer Of Funds From The County Health Department Maintenance Appropriation To The Building Account Of The Auxiliary Health Centers.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. There is hereby appropriated from the General Fund of Spartanburg County, as a supplemental appropriation for the fiscal year 1959-60, the following:

1. Election Expense (Blue Law)	\$ 5,131.02
2. Fence for confiscated or attached cars	936.00
3. Purchase of car, Sheriff's Department	1,923.57
4. Paint & Repairs, National Guard Armory	1,040.00
5. Interest payment on Loans	6,081.10
6. Lunacy examinations	200.00

7. Operation & Upkeep—Police Cars	4,500.00
8. Telephone Service	2,200.00
9. Jurors, Witnesses & Bailiffs—County Court	9,500.00
10. Conveying Prisoners	1,200.00
11. Dieting Prisoners Not at Jail	100.00
12. Dieting Prisoners at County Jail	4,000.00
13. Coroner's Jury	350.00
14. Post Mortems	400.00
15. Printing Bar Roster	400.00
16. Transcripts & Inquests	350.00
17. Trade-in for Caterpillar Tractor	13,390.00

Provided, the above expenditure to be made for a Caterpillar Tractor previously authorized for the County Supervisor.

Total\$ 51,701.69

SECTION 2. A loan made to the Liberty-Chesnee-Fingerville Water District in the sum of five thousand dollars is hereby validated. Such funds shall be reimbursed to the General Fund of Spartanburg County out of the proceeds of any bonds sold for the construction of the Liberty-Chesnee-Fingerville Water District.

SECTION 3. The transfer of four thousand dollars of the County Health Department Maintenance appropriation to the Building Account for the Auxiliary Health Centers, is hereby validated.

SECTION 4. All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

An Act To Amend Act No. 1196, Of The Acts Of 1958, As Amended, Relating To The Establishment Of The Board Of Fire Control For The Roebuck Area In Spartanburg County, So As To Increase The Area; To Ratify The Results Of An Election;

**And To Further Provide For The Election Or Appointment Of
The Members Of The Board.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 1 of Act 1196 of 1958 amended—Roebuck Fire District to include Sherwood Acres.—Section 1 of Act No. 1196, of the Acts of 1958, is amended by adding at the end thereof the following proviso: "*Provided*, effective January 1, 1960, the Roebuck Fire District shall be extended to include all of that area known as Sherwood Acres."

SECTION 2. Section 2 of Act 1196 of 1958 amended—board—members—terms—appointments—petition for election—annual report.—Section 2 of Act No. 1196, of the Acts of 1958, is amended by striking the entire section and inserting in lieu thereof the following :

"Section 2. There is hereby established a fire control board for the Roebuck Fire District in Spartanburg County, to be composed of three members, who shall be appointed by the Governor for terms of six years upon the recommendation of a majority of the Spartanburg County Legislative Delegation. *Provided*, however, that if at least twenty per cent of the qualified electors residing in the district petition the commissioners of election by the first of September of any general election year, the commissioners shall call an election to be held at the following general election for the purpose of electing a member to the board to succeed the member whose term will expire during such year, for a six-year term. Thereafter members shall be elected in each succeeding general election for terms of six years. The members of the board shall serve without pay and shall file annually a report with the Spartanburg County Board of Control, not later than the first of November of each year, showing all activities and disbursements made by the board during the year."

SECTION 3. Act 1196 of 1958 amended—Section 2-A added—election ratified.—Act No. 1196 of the Acts of 1958 is further amended by adding a new section, to be designated Section 2-A, as follows :

"Section 2-A. The election held on the second Tuesday of June, 1958, presenting the question as to the establishment of the Roebuck Fire District which resulted in favor of the creation of the fire district, is hereby ratified and confirmed."

SECTION 4. Act 1196 of 1958 amended—Section 2-B added—when terms of present members to expire.—Act No. 1196, of the Acts of 1958, is further amended by adding a new section, to be designated Section 2-B, as follows:

“Section 2-B. The terms of the present members of the board shall expire as follows: William J. Brown—December 31, 1960; W. Rufus Smith—December 31, 1962; and L. E. Gable—December 31, 1964.”

SECTION 5. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1091, S751)

No. 1128

An Act To Amend Section 1 Of Act 1105 Of 1956, As Amended, Relating To The Startex-Jackson-Wellford-Duncan Water District Of Spartanburg County, So As To Enlarge The District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 1105 of 1956 amended—Startex-Jackson-Wellford-Duncan Water District—area enlarged.—Section 1 of Act 1105 of 1956, as amended, is further amended by adding at the end thereof the following:

“County Farm Area: All that certain tract or parcel of land in Spartanburg County lying, being and situate on the north side of U. S. Highway 29 (Interstate 85) and east of the County Road leading from Fairforest to Valley Falls, consisting of 36.12 acres, more or less, and being more particularly described in two deeds—one of which is from Spartanburg County to South Carolina State Highway Department covering 12.12 acres, dated July 11, 1955, recorded in Deed Book 21-N, page 335; and the other from Spartanburg County to The Daniel Foundation covering 24 acres, more or less, dated August 31, 1959, and recorded in Deed Book 25-F, page 220. Both of the tracts being a portion of property known as The County Farm.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1093, S762)

No. 1129

An Act To Authorize The County Board Of Control Of Spartanburg County To Convey Certain Property Lying Across From The Woodruff Branch Of The Spartanburg General Hospital.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County may convey certain property.—The County Board of Control of Spartanburg County is hereby authorized and directed to convey all the property owned by Spartanburg County that lies northwest and across East Georgia Street in the Town of Woodruff across from the Woodruff Branch of the Spartanburg General Hospital under such terms and conditions as it deems proper.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1135, S761)

No. 1130

An Act To Amend Section 2 Of Act 936 Of 1954, As Amended, Relating To The Cowpens Water District Commission, So As To Increase The Number Of Members Of The Commission From Three To Five; To Designate The Precincts From Which The Members Shall Be Appointed Or Elected; And To Provide The Terms For The Additional Members Elected Pursuant To This Act.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Section 2 of Act 936 of 1954 amended—Cowpens Water District in Spartanburg County—managed by a commis-

sion—members—terms—election and terms of new members.—
Section 2 of Act 936 of 1954, as amended, is further amended to read as follows:

“Section 2. The district shall be operated and managed by a commission to be known as ‘Cowpens Water District Commission’. The commission shall consist of five resident electors of the district as follows: two from the Cowpens Precinct, one from the Mount Olive Precinct, one from the Converse Precinct and one from the Zion Hill Precinct, who shall be appointed by the Governor, upon the recommendation of a majority of the Legislative Delegation of Spartanburg County, including the Senator. The members of the commission shall serve for terms of six years, or until their successors are appointed and qualify. The two new members added by this act shall be elected on the day of the general election in 1960. The term of the new member from the Mount Olive Precinct shall be for six years, or until his successor is appointed and qualifies, and the term of the new member from the Cowpens Precinct shall be for four years, or until his successor is appointed and qualifies. The terms of the new members shall begin on December 1, 1960. Notwithstanding the fact that the new members shall be elected, their successors shall be appointed in the same manner as the members appointed prior to the effective date of this act. Any vacancy occurring in the office of commissioner by reason of death, resignation or otherwise, shall be filled for the remainder of the unexpired term by appointment of the Governor, upon the recommendation of a majority of the Legislative Delegation of Spartanburg County, including the Senator. *Provided*, that in the event a petition is filed with the Commissioners of Election of Spartanburg County not less than thirty days before the expiration of the term of office of a commissioner next to expire, signed by at least one-fourth of the qualified electors residing in the district, requesting that an election be held to name a successor to such commissioner, the Commissioners of Election for Spartanburg County are authorized and directed to order and hold an election for such purpose and to give such notice of the election, of the time and purpose thereof, and places of voting as in its judgment is calculated to advise the qualified electors of the district of such election. The Commissioners of Election are authorized and empowered to make the necessary arrangements for holding the election and to declare the result thereof. The expenses of such election shall be paid by the Cowpens Water District Commission.”

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1139, H2528)

No. 1131

An Act Relating To The Fiscal Affairs Of Spartanburg County, Making Appropriations Therefor, And Levying Taxes For The Fiscal Year Ending June 30, 1961.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. A tax levy of thirty-two mills is hereby levied on all taxable property in Spartanburg County for county and school purposes for the fiscal year beginning July 1, 1960, and ending June 30, 1961, for the amounts and purposes hereinafter mentioned and set forth herein:

ITEM 1. ADMINISTRATIVE DEPARTMENT

(A) 1. Auditor's Office

Salary, Auditor\$ 3,492.00

The annual salary of the County Auditor shall be paid from State and County Funds and shall not exceed \$7,122.50, and the appropriation for County Auditor shall be adjusted accordingly.

Travel and Official Expenses, Auditor 650.00

Chief Clerk (A) 4,150.00

Senior Clerk (C) 2,825.26

Senior Clerk (C) 3,059.78

Senior Clerk (C) 2,825.26

Recording Clerk (F) 2,576.95

Map Book Clerk (one-half salary) (D) 1,625.00

The clerk who maintains the property map installed in the office of County Auditor shall also verify all automobile registrations. The payment of such clerk is contingent upon the City of Spartanburg paying an equal amount.

2. Board of Assessors and Equalization:

Outside City 2,000.00

Travel 650.00

The Board of Assessors and Equalization for outside the City shall be paid \$10.00 each per day and seven cents per mile one trip.

Provided, that of the \$2,000.00 above appropriated the County Auditor may expend the sum of \$600.00 for clerical help for the Board of Assessors.

Spartanburg City 2,340.00

The salaries for the Board of Assessors and Equalization for Spartanburg City shall be prorated on the basis of three-fifths to be paid by Spartanburg County and two-fifths by the City of Spartanburg.

Extra Clerical Help 3,450.00

Extra Clerical Help to be expended in accordance with county personnel and salary policies.

Total, Sections (A) 1, and (A) 2 \$ 29,644.25

(B) Treasurer's Office

Salary, Treasurer \$ 3,492.00

The annual salary of the County Treasurer to be paid from State and County funds shall not exceed \$7,122.50 and the appropriation for County Treasurer shall be adjusted accordingly. Profit from the sale of Revenue Stamps shall accrue to the County Treasurer.

Assistant Treasurer (A) 4,150.00

Receiving-Paying Teller (B— +) 4,150.00

Receiving-Paying Teller (B+) 4,150.00

Receiving-Paying Teller (B) 3,399.20

Senior Clerk (C) 3,059.78

Bank Charges 300.00

Total, Section (B) \$ 22,700.98

(C) Clerk of Court's Office

Salary, Clerk of Court \$ 7,122.50

Deputy (A) 4,150.00

Senior Clerk (C)	3,177.04
Clerk-Stenographer (D)	2,683.90
Recording-Interviewer—Junior (E)	2,378.72

Total, Section (C)\$ 19,512.16

(D) Office of Register Mesne Conveyance

Salary, Register Mesne Conveyance	\$ 7,122.50
Deputy Clerk (A)	4,150.00
Senior Clerk (D)	3,005.00
First Clerk (E)	2,576.16
Index Clerk (E)	2,576.16
Photo Copy Machine Operator (D)	2,790.85
Microfilm Operator (D)	2,790.85
Recording Clerk (E)	2,378.72
Recording Clerk (E)	2,378.72
Recording Clerk (E)	2,378.72

Total, Section (D)\$ 32,147.68

All fees collected by the Register Mesne Conveyance for making copies of all certifications shall accrue to that office.

(E) Office of County Board

County Board members	\$ 900.00
Clerk and Secretary, County Board	6,160.00
Travel, Clerk and Secretary	900.00
Assistant Clerk (A)	4,150.00
Senior Clerk (C)	3,177.04
Clerk-Stenographer (D)	2,576.95
County Board Contingent	2,500.00
County Attorney	2,000.00
County Physician	1,665.41

The appropriation for the County Physician for medical work at the County Jail and Farm includes V.D. treatment of county prisoners at County Jail.

Examination of Lunatics 1,800.00

Provided, no physician shall be paid in excess of five dollars for any one examination.

Insurance—County-owned cars	200.00
Operation and upkeep—County-owned cars..	9,200.00

Workmen's Compensation Insurance	11,250.00
Stationery and supplies for all County offices	40,000.00
Bonds of Officers and County Officials	1,650.00
Office Equipment	3,000.00
Business machines, RMC office, incidentals and Convention expense	1,500.00
Telephone service	12,500.00
PBX Operator	3,059.78
Clerk Typist	2,180.50
Salary—Voting Machine Service	600.00
Voting Machines—Maintenance and trans- portation	300.00
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Total, Section (E)	\$111,269.68
(F) Office of Special Tax Collector	
Salary, Tax Collector	\$ 4,433.33
Chief Clerk (B)	3,008.33
Senior Clerk (C)	2,329.50
Clerk-Typist (F)	1,654.60
Clerk-Typist (F)	1,654.60
Additional clerical help	475.00
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Total, Section (F)	\$ 13,555.36

The County Board of Spartanburg County is hereby authorized to pay to the Special Tax Collector travel expense at the rate of seven (7) cents per mile from the general funds of the County in accordance with provisions set forth in Section 14 of this act effective after September 15, 1960.

Provided, beginning September 16, 1960, the Special Tax Collector and the employees above appropriated for shall receive no compensation other than the above appropriations for their services.

Provided, further, that between July 1, 1960, and September 16, 1960, Special Tax Collector and all personnel in this office shall receive the same compensation and fees at the same rate as provided for the fiscal year ending June 30, 1960.

(G) Superintendent of Education	
Salary, Superintendent of Education	\$ 2,585.00
The total amount of salary for the Superintendent of Education from any State or County source shall not exceed \$7,122.50, and the above appropriation shall be adjusted accordingly.	
Travel, Superintendent of Education	800.00
The travel allowance for the Superintendent of Education is for travel within the County. Expenses for travel outside the County shall be approved by the County Board of Education.	
Assistant Superintendent of Finance and Purchasing	5,000.00
Travel, Assistant Superintendent of Finance and Purchasing	500.00
Chief Clerk (B)	3,800.00
Secretary (C)	3,250.00
Clerk-Stenographer (D)	2,897.80
Clerk-Typist (part time) (D)	1,395.42
Visiting Teacher—Chief	525.00
Travel—Visiting Teacher—Chief	575.00
Visiting Teacher	3,226.00
Travel—Visiting Teacher	475.00
Adult Education	6,000.00
Adult Education—Pacolet	1,000.00
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Total, Section (G)	\$ 32,029.22
(H) Office of Special Auditor	
Salary, Special Auditor	\$ 6,160.00
Chief Clerk (B)	3,800.00
Senior Clerk-Vital Statistics (C)	3,177.04
Clerk-Stenographer (D)	2,576.95
Verification, Highway Fines	200.00
Vital Statistics	1,400.00
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Total, Section (H)	\$ 17,313.99
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TOTAL, ITEM 1	\$278,173.32

ITEM 2. JUDICIAL DEPARTMENT

(A) Court of Common Pleas and General Sessions, Seventh Judicial Circuit	
Jurors, witnesses, and Bailiffs	\$ 41,415.49
Stenographer for Circuit Solicitor	600.00
Circuit Court Stenographer	266.66
Assistant Solicitor	507.50
Court Bailiff-Circuit and County Courts	2,400.00
Transcripts and Inquests	1,000.00
Printing Bar Roster	800.00

Total, Section (A)\$ 46,989.65

(B) County Court	
Jurors, Witnesses, and Bailiffs	26,000.00
Salary, Judge	10,000.00
Salary, Solicitor	4,950.00
Stenographer for Solicitor	600.00
Court Stenographer	3,683.33
The County Court Stenographer is authorized to charge the same rate for transcripts as the Circuit Court Stenographer charges and such revenue shall accrue to the County Court Stenographer.	

Total, Section (B)\$ 45,233.33

(C) Juvenile Court	
Salary, Judge (Part Time)	\$ 3,932.50
Probation Officer	5,000.00
Travel, Probation Officer	1,200.00
Assistant Probation Officer	3,975.00
Travel, Assistant Probation Officer	1,200.00
Assistant Probation Officer	3,950.00
Travel, Assistant Probation Officer	1,200.00
Clerk-Stenographer (C)	3,294.00
Court Expenses, conveying probationers, de- tention care, etc.	3,400.00
<i>Provided</i> , that the amount herein provided for regular travel within the County of probation officers shall be paid on the basis of 7¢ per mile for travel on official business, upon duly	

itemized sworn statements approved by the Judge of the Children's Court, filed with the County Board of Spartanburg County. Travel allowance for which payment is made for any one month shall not exceed 1600 miles, and in no event shall the annual amount paid under this appropriation exceed the sums herein provided for such annual appropriation.

Total, Section (C)	\$ 27,151.50
(D) Civil Courts of Spartanburg	
Salary, Judge of Civil Court	\$ 5,500.00
Salary, Judge of Civil Court	5,500.00
Two (2) Spartanburg-City-Special Constables at \$1,083.33 each	2,166.66
Salary, Clerk-Stenographer (D)	3,005.00
Clerk-Stenographer (D)	2,576.95
Clerk-Stenographer (D)	3,005.00
Clerk-Stenographer (D)	2,790.85
Clerk-Stenographer (D)	2,683.90
Jurors for Civil Courts	300.00
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Total, Section (D)	\$ 27,528.36
(E) Judge of Probate's Office	
Salary, Judge of Probate	\$ 7,122.50
Assistant to Judge of Probate (A)	4,150.00
Senior Clerk (C)	3,177.04
Recording-Interviewer-Sr. (D)	3,005.00
Recording Clerk (F)	2,271.00
Recording Clerk (F)	2,271.00
Recording Clerk (F)	2,180.50
When the Probate Judge directs a lunacy case or cases to be carried to the State Hos- pital or similar institution in the State, it shall be the duty of the Sheriff to convey such prisoners in a County-owned car.	
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Total, Section (E)	\$ 24,177.04

(F) Master's Office	
Salary, Master	\$ 7,122.50
Assistant to Master (A)	4,150.00
Clerk-Stenographer (D)	2,576.95
Clerk-Stenographer (F)	2,090.00

Total, Section (F)	\$ 15,939.45
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TOTAL, ITEM 2	\$187,019.33
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ITEM 3. LAW ENFORCEMENT DEPARTMENT

(A) Sheriff's Office	
Salary, Sheriff	\$ 10,000.00
Travel and Official Expenses, Sheriff	2,200.00
Salary, Deputy Sheriff	4,943.00
Travel and Official Expenses, Deputy Sheriff	1,800.00
Clerk-Stenographer (D)	3,215.00
Identification Work, etc.	1,500.00
For special work, identification and sundry expenses payable on demand of Sheriff	
Rural Police:	
1 Chief	4,943.00
Travel, Chief	1,800.00
1 Lieutenant	4,607.00
1 Lieutenant	4,607.00
5 Rural Police at \$4,286.00	21,430.00
15 Rural Police at \$3,854.00	57,810.00
16 Travels at \$2,100.00	33,600.00
Detectives:	
1 Captain	4,875.00
3 Detectives at \$4,515.00	13,545.00
1 Record Clerk	4,408.00
Bookkeeper and Cashier	4,286.00
Radio Operators:	
2 at \$4,286.00	8,572.00
Clothing allowance for Rural Policemen and plain clothes men	7,250.00
No rural policeman who wears a uniform shall receive in excess of two hundred thirty-five dollars each.	

Those serving as detectives, jailors, radio dispatchers, deputy sheriff and other plain clothes officers shall not receive in excess of one hundred sixty dollars each for clothes allowance. Such uniforms and clothes shall be paid for by the County Board upon receipt of an order approved by the Sheriff. All such uniforms, clothes, equipment, and supplies furnished by the Sheriff's office to the Rural Policemen, Jailors and Deputy Sheriff shall be returned to the Sheriff's office immediately after such officer shall cease to be employed by the County, upon demand by the Sheriff.

Conveying Prisoners 2,600.00

This appropriation shall be disbursed at the rate of seven cents a mile upon itemized sworn statements filed with the County Board and approved by the Sheriff. All appropriations for travel for the office of Sheriff, including all rural policemen and detectives, shall be paid on the basis of seven cents a mile for travel on official business upon duly itemized sworn statements filed with the County Board of Spartanburg County each month. Travel allowance for which payment is to be made for any one month shall not exceed more than 2,500 miles, except for the Sheriff, Deputy Sheriff or Chief Rural Policeman. The County Board is authorized to pay any policeman who uses his own car that portion of the insurance premium which is charged to said officer by reason of the extra hazardous employment clause, such amount to be paid out of the general fund of Spartanburg County upon duly approved claims.

Dieting of prisoners not confined at the County Jail not to exceed fifty cents per meal subject to approval of payment by Sheriff 100.00

Repairs—County Police Radios 1,500.00

Engineer and Maintenance for City-County Police Radio 6,415.50

Provided, the County pays \$6,415.50 and the City pays \$6,415.50 for the City-County Police Radio. *Provided*, further, the above appropriation shall be expended according to the budget submitted by the City of Spartanburg not to exceed a total amount of \$12,831.00 for county and city. *Provided*, the operation of the City-County Radio and the Radio Engineer of the City-County Radio system shall be under and subject to the administrative control of the Sheriff of Spartanburg County insofar as County affairs are concerned. *Provided*, further, the County Board of Spartanburg County is hereby directed to pay no claims from this appropriation until same is itemized and approved by the Sheriff.

Constables:

Constables at Mills, 3 at \$700.00	2,100.00
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Provided, such Constables are deputized by the Sheriff of Spartanburg County.

Additional Law Enforcement Officers, 2 at \$700.00	1,400.00
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Provided, that they shall be appointed by a majority of the Delegation.

3 Constables at Jackson Mill, Startex, and Arcadia, \$862.50 each	2,587.50
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J. J. Brady, Rural Policeman	3,415.92
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Total, Section (A)	\$215,509.92
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(B) County Jail

Jailors:

One (1) Lieutenant	\$ 4,607.00
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Two (2) Jailors at \$4,286.00	8,572.00
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Dieting Prisoners and expenses	20,000.00
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The Sheriff shall file with the County Board on the first day of each calendar month duly itemized and sworn to a statement giving the name of each prisoner each day.

The County Board of Spartanburg County is hereby directed to formulate plans for the op-

eration of the County Jail pertaining to the purchasing of all food and supplies and the payment of bills. Such expenditures shall be paid out of the above appropriation for dieting and expenses.

Provided, the Sheriff is authorized and directed to manage and control the County Jail.

Provided, further, the Sheriff shall have custody and control of all prisoners in the County Jail.

Medicine, County Jail	600.00
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Total, Section (B)	\$ 33,779.00
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(C) Coroner's Office

Salary, Coroner	\$ 3,162.50
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Travel and Official Expenses	900.00
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Coroner's Jury	1,500.00
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Burial of Paupers	500.00
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No pauper's coffin shall exceed twenty dollars.

Post Mortems	800.00
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No physician shall be paid in excess of fifteen dollars for an autopsy or five dollars for a post mortem and no autopsy shall be performed without the written approval of the Coroner of Spartanburg County and the Solicitor of the Seventh Judicial Circuit.

Total, Section (C)	\$ 6,862.50
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(D) Magistrates and Constables

Thirteen (13) Magistrates at \$1,200.00 each	\$ 15,600.00
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Expenses, \$300.00 each	3,900.00
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Thirteen Constables for the County Magistrates at \$600.00 each per year	7,800.00
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Each Magistrate in Spartanburg County shall have authority to appoint one constable for each magisterial district, and each judge of the Civil Courts of Spartanburg shall have authority to appoint one constable, all such constables to serve at such salaries as may be

set in the annual appropriation act for Spartanburg County. In addition to the salaries appropriated in the annual appropriation act for Spartanburg County, the constable for each magistrate in Spartanburg County and the constable or constables for the Civil Courts of Spartanburg shall receive such fees and costs and mileage as are set forth in Section 43-1017 and 43-1018, Code of Laws of South Carolina, 1952, as amended by Act No. 276 of the Acts of 1953.

Total, Section (D)	\$ 27,300.00
(E) Parole-Probation	
Senior Clerk (C)	\$ 3,294.00
<i>Provided</i> , this appropriation for Parole-Probation Clerk shall be reduced to the extent of any revenue received from the State or any other source applicable to this work.	
Total, Section (E)	\$ 3,294.00
TOTAL, ITEM 3	\$286,745.42

ITEM 4. ROADS AND BRIDGES

Total appropriations for this item as follows:

Salaries:

Supervisor	\$ 7,122.50
Clerk	4,150.00
1 Diesel Mechanic	3,718.00
2 Truck Mechanics @ \$3,932.50	7,865.00
1 Elec. Welder	4,690.40
1 Tire & Yard Man	3,667.95
1 Warehouseman	2,599.74
1 Bridge Foreman	4,690.40
1 Asst. Bridge Foreman	3,281.56
5 Camp Foremen at 3,718.00	18,590.00
10 Truck Drivers at 3,281.56	32,815.60
1 Machine Operator at 3,718.00	3,718.00
13 Machine Operators at 3,281.56	42,660.28
3 Machine Operators at 2,995.56	8,986.68

1 Guard at 2,786.78	2,786.78
17 Guards at 2,599.74	44,195.58
8 Guards at 2,475.90	19,807.20
1 Distributor Foreman	3,718.00
1 Supt. Surf. Dept.	4,690.40
3 Extra Week End Guards	1,673.03
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	\$225,427.10

Dieting Prisoners:

Average number of prisoners, 200\$ 30,705.42

Clothing Prisoners:

Stripes, shoes, sox, underwear, jackets,
blankets, mattress covers, sheets, and towels 10,797.42

Doctors and Medicine 2,468.94

Supplies:

Includes tires, tubes, recapping, disinfect-
ants, matches, smoking and chewing to-
bacco, soap, soap powder, cleaning com-
pound, mops, brooms, signs, sledge ham-
mers, nails, picks, shovels, axes, swing
blades, beds and mattresses 40,538.70

Repairs to Machinery, Equipment, Trucks
and Cars:

Includes 50 pieces of heavy equipment and
machinery, 65 trucks and 3 cars 60,418.90

Gasoline, Motor Oil, Fuel Oil, Diesel Oil and
Grease 51,849.84

Office Supplies 514.28

Shop and Yard Expense:

Includes supplies and maintenance for truck
repair shop, blacksmith shop and welding
shop 11,245.06

S. C. Sales Tax:

Additional sales tax not charged on invoices
by out of state companies 350.00

Bridge Lumber 10,081.30

Miscellaneous Expense:

Liability Ins., license tags, power, water,
telephone, expense conveying prisoners,
Workmen's Compensation Ins., and freight 15,161.80

The remainder of the County's share of the gasoline tax received from the State, after using so much thereof as shall be necessary to pay interest and principal installments coming due from the fiscal year 1960-61 on bonds issued or to be issued providing for road surface treatments for the County, shall go into the general funds of Spartanburg County. The road tax shall also go into the general funds of the County. The above appropriation is inclusive of the gas tax and the road Tax. The County Board shall have the right and authority and it shall be its duty to allocate, segregate and set apart and use or cause to be used so much of the sum appropriated above as they deem wise for the purpose of grading and preparing highways and expenses incident thereto for surface treatment. The County Board may, by written agreement, use a reasonable amount of any appropriation for Highway Department to match or secure any Federal aid available for highway work but such authority is not construed to affect, in any way, the operations and carrying out of the details provided for under the respective appropriations made for the department; but such authority is given in order that funds or grants may be received as a supplement to the items appropriated for.

Road Improvement Bonds for year ending
June 30, 1961:

Principal	\$206,000.00
Interest	48,515.00
Bank Commission	343.32

Total	\$254,858.32
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TOTAL, ITEM 4	\$459,558.76
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ITEM 5. PUBLIC HEALTH AND WELFARE

(A) Hospitalization

1. Spartanburg General Hospital\$425,000.00

Provided, this appropriation is hereby reduced to the extent of any funds received from the State Income Tax and allocated to Spartanburg County for hospital and/or charity service.

All stenographic and clerical employees shall be paid at a rate not in excess of equally rated employees in other departments of the County government where salaries are set by the terms of this act.

The above appropriation shall include the operating expenses of the Woodruff Hospital as the trustees of the General Hospital shall deem necessary for the proper operation of the Woodruff Hospital. The Woodruff Hospital is hereby authorized and directed to take care of charity patients at the discretion of the trustees of the Spartanburg General Hospital. The Radiologist in charge of the department shall receive an annual salary of ten thousand dollars for directing the work of the department and for interpreting the x-ray pictures of the charity patients. He shall receive as additional compensation forty per cent of the net profit accruing to the department so long as his earnings in the aggregate do not exceed the sum of twenty-five thousand dollars. Or in lieu of this proviso for compensation for the Radiologist in charge, the Trustees may pay an annual salary of twenty-five thousand dollars to the Radiologist in charge.

General Hospital Bonds for year ending June 30, 1961:

Principal\$122,952.73

Interest	55,558.36
Bank Commission	280.47

\$178,791.56

2. Spartanburg T.B. Hospital 136,000.00

All stenographic and clerical employees shall be paid at a rate not in excess of equally rated employees in other departments of the County government where salaries are set by the terms of this act.

Notwithstanding any other provision of this act, the above appropriation may be apportioned monthly as the County Board may direct.

Any fees paid by patients in the Spartanburg Tuberculosis Hospital, for medical services of the Director, shall go into the general funds of Spartanburg County effective upon the passage of this act.

3. Spartanburg County Tuberculosis Association
There is hereby appropriated a sum not to exceed five thousand dollars for an x-ray motor service operation 5,000.00

Total, Sections (A) 1, (A) 2, and (A) 3 ... \$566,000.00

(B) County Health Department

Salaries, Travel & Incidentals	\$ 79,507.00
Meat & Milk Inspections	12,000.00
Salary adjustments 6%	4,380.00

95,887.00

Retirement & Social Security for the Fiscal Year ending June 30, 1961	5,040.00
(\$12,000 x 7%—\$840.00)	840.00
(\$4,380 x 7%—\$306.00)	306.00

6,186.00

Dental Health Work	12,500.00
Rabies Control Program	5,000.00
Insect and Rodent Control Program	6,000.00

Auxiliary Health Centers 6,000.00

All duties pertaining to the inspection of meat and milk as set forth in the regulations of the State Board of Health shall be performed by the County Health Department for Spartanburg County, including Spartanburg City.

Provided, further, the County Board of Health may accept funds from other private or government agencies to employ staff for the purpose of providing additional public health services requested by those agencies.

Health Centers—Bonds for year ending June 30, 1961:

Principal	\$ 5,000.00
Interest	3,325.00
Bank Commission	14.50
	<hr/>
	\$ 8,339.50

Total, Section (B) \$131,573.00

(C) Department of Public Welfare

Travel for Child Welfare Workers \$ 2,520.00

Children's Fund for Boarding Home Care,
Medical, dental and other basic needs 9,000.00

Special Emergency Fund 12,000.00

Twelve hundred dollars of the above appropriation shall be spent only with the advice and consent of the Children's Court.

Supplement County Director and five Supervisors @ \$40.00 each per month 2,880.00

Supplement for staff members other than Supervisor (34 workers-\$15.00 each per mo.) .. 6,120.00

Social Security and Retirement 628.00

Office and Incidental Expenses 500.00

Total, Section (C) \$ 33,648.00

(D) County Home

Maintenance \$ 1,000.00

Care of Aged, Indigent and Chronically Ill .. 50,000.00

The County Board is hereby authorized to enter into an agreement with any private elec-

mosynary corporation providing for the leasing of the facilities of the County Home at a nominal rental and to use the remainder of the above appropriation for the care of the aged, indigent and chronically ill of Spartanburg County in connection with such lease agreement.

County Home Bonds for year ending June 30, 1961:

Interest	\$ 550.00
Bank Commission	1.38
	<hr/>
	\$ 551.38

Total, Section (D)	\$ 51,000.00
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(E) Mental Hygiene Clinic

Operating Expenses, year ending June 30, 1961	\$ 11,551.15
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Provided, this appropriation shall be expended only for Mental Hygiene work in Spartanburg County.

Total, Section (E)	\$ 11,551.15
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(F) County Service Officer

County Service Officer	\$ 5,500.00
Travel—Service Officer	1,000.00
Secretary (C)	3,294.00
Office expenses	300.00

The County Service Officer or his assistant must be a veteran of World War II, and the employees shall observe the same working hours as those that prevail at the County Courthouse.

Any unused funds in the appropriation for the fiscal year ending June 30, 1961 shall be credited to Public Buildings Account for equipment and service rendered. If the funds provided by the State are not adequate to pay the above appropriations, the excess shall be paid out of the general county funds. The

County Service Officer shall be paid seven cents a mile for the number of miles traveled on official business upon an itemized sworn statement submitted to the County Board.

Woodruff Service Officer	500.00
Chesnee Service Officer	500.00
Inman Service Officer	500.00

Total, Section (F)	\$ 11,594.00
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TOTAL, ITEM 5	\$805,366.15
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ITEM 6. AGRICULTURE, FORESTRY AND RELATED AGENCIES

(A) County Farm Agent's Office

County Farm Agent	\$ 1,260.00
Assistant County Farm Agents, (3) at \$300.00 each	900.00
Stenographer	600.00
County Extension Office, Supplies	300.00
4-H Club Calf Chain	1,000.00
F.F.A. Calf Chain	1,000.00
Boys' and Girls' 4-H Club	300.00
Colored:	
County Agent	600.00
Home Demonstration Agent—Salary	850.00
Home Demonstration Agent—Supplies and materials	200.00
Agricultural Agent—Supplies and materials ..	200.00
Clerical Help	2,100.00
4-H Club Expenses	400.00
4-H Club Calf Chain	250.00
F.F.A. Calf Chain	250.00

Total, Section (A)	\$ 10,210.00
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(B) Forestry

Wardens, three at \$35.00 a month each	\$ 1,260.00
Towerman, one at \$15.00 a month	180.00
Tractor Driver, one at \$10.00 a month for 8 months	80.00

Ranger, one at \$40.00 a month	480.00
Forestry and park needs	1,000.00
	<hr/>
Total, Section (B)	\$ 3,000.00
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TOTAL, ITEM 6	\$ 13,210.00
ITEM 7. PUBLIC BUILDINGS	
Maintenance and Utilities	\$ 70,000.00
Insurance	6,750.00
Burglary Insurance	500.00
	<hr/>
TOTAL, ITEM 7	\$ 77,250.00
Courthouse and Jail Bonds for year ending June 30, 1961:	
Principal	\$131,047.27
Interest	62,079.14
Bank Commission	295.65
	<hr/>
	\$193,422.06
ITEM 7A. SPARTANBURG MEMORIAL AUDITORIUM	
Spartanburg Memorial Auditorium Commis- sion, Maintenance and Upkeep	\$ 6,200.00
<i>Provided</i> , this sum is appropriated contingent upon the appropriation by the City of Spar- tanburg of an equal amount for maintenance and upkeep.	
Spartanburg Memorial Auditorium Bonds for year ending June 30, 1961:	
Principal	\$ 30,000.00
Interest	5,625.00
Bank Commission	44.06
	<hr/>
	\$ 35,669.06
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TOTAL, ITEM 7A	\$ 6,200.00
ITEM 7B. SPARTANBURG COUNTY LIBRARY	
Spartanburg County Library	\$ 22,361.30

This appropriation is for maintenance and operation of the Spartanburg County Library and the purchase of books. Further, this appropriation is in addition to the one (1) mill tax levy as now provided for the said Library. Spartanburg County Library Bonds for year ending June 30, 1961:

Principal	\$ 20,000.00
Interest	20,625.00
Bank Commission	75.00
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	\$ 40,700.00

TOTAL, ITEM 7B	\$ 22,361.30
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ITEM 8. MISCELLANEOUS APPROPRIATIONS

City of Greer	\$ 200.00
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This appropriation is to be used for Greer Public Library for the benefit of citizens of Spartanburg County.

Y.M.C.A. for Summer Camp	1,500.00
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Volunteer Fire Departments	9,500.00
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The sum of \$500.00 is hereby appropriated to each Volunteer Fire Department in Spartanburg County which is a member of the South Carolina Firemen's Association which is recognized and classified by the Southeastern Underwriters Association.

National Guard Units:

Spartanburg City	500.00
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Spartanburg City	500.00
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Spartanburg, Medical	500.00
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Lyman (1)	500.00
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Lyman (2)	500.00
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Woodruff	500.00
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Inman	500.00
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Inman	500.00
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Pacolet	500.00
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Greer	300.00
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The appropriation for Greer is contingent upon Greenville County paying an equal amount.

Delegation Transferable Fund	7,500.00
Block Map System	10,000.00
County Planning and Development Board, Implement Fantus Report	5,000.00

Provided, this appropriation is available upon the passage of this act.

The funds provided herein shall be used for maintaining the present block map system and of making plans for enlarging the said system.

The funds herein provided shall be expended by the County Board of Spartanburg County. Expenditures from the Delegation Transferable Fund and authorizations by the Delegation shall be made upon approval of a majority of the Delegation, including the Senator, at a duly and regularly called meeting and upon written certification thereof by the Secretary of the Delegation to the County Board of Control.

Registration Board	2,800.00
<i>Provided</i> , that \$200.00 of this appropriation shall be available upon the passage of this act.	
Travel, Registration Board	600.00
Civil Air Patrol, for maintenance and operation of planes and motor equipment	800.00
Spartanburg Planning and Development Board	2,500.00

TOTAL, ITEM 8 \$ 45,200.00

ITEM 9. DEBT RETIREMENT

	<i>Bonds and interest distributed in foregoing items for year ending June 30, 1961</i>
Ordinary County Bonds	\$309,000.00
Interest	147,762.50
Commission	711.06
	<hr/>
	457,473.56

Interest—County and School Expense notes, and expense on bonds	16,000.00
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TOTAL, ITEM 9\$473,473.56

Any surplus on hand at the close of any fiscal year or period shall be applied to the payment of the principal or interest on bonds maturing in the current year or any subsequent year, thereby reducing the levy proportionately; but the County Board of Spartanburg County may use such surplus funds to meet the payment of items appropriated for until taxes are available for payment of such items and for replacing of surplus funds allocated for payment of bonds and interest. The above appropriation shall include July 1, 1961 principal and interest payments.

TOTAL, ITEMS 1-9\$2,654,557.84

SECTION 2. The County Board of Spartanburg County is hereby directed to pay out of the general funds of the county travel expense at the rate of seven cents per mile for miles traveled in the performance of duties of all county boards and commissions which do not receive any compensation for services.

SECTION 3. The County Board of Spartanburg County shall have full authority to make such regulations and contracts for the purchase of calves from the appropriation of calf chains as it deems necessary and proper for promoting the development of better dairy cattle in Spartanburg County.

SECTION 4. The board of assessors and equalization for outside the city shall be paid ten dollars each per day and seven cents per mile one trip.

SECTION 5. The appropriations in the annual supply act shall cover salaries of officials and shall be in lieu of all fees, costs and other compensations, and all fees and costs collected by each of them shall be turned over by them each month to the county treasurer for the benefit of the county as provided by law. All interest earned from funds invested in securities by the county treasurer and all interest on delinquent taxes shall be credited to the general funds of the county by the county treasurer.

SECTION 6. It is hereby directed that all boards of Spartanburg County shall at all times hold open sessions to the public. However, the right is reserved to all boards to have executive sessions similar to the rights reserved to the General Assembly in the State Constitution.

SECTION 7. The balances shown to the credit of the following departments for the fiscal year ending June 30, 1960, are hereby authorized to be carried forward and added to the appropriation or appropriations for the fiscal year 1960-1961, for necessary maintenance and operations: County Home and County Home Nursing, County Farm, Public Buildings, for paint and materials, T. B. Hospital, General Hospital, County Highway Department Maintenance and Road Improvement, County Health Department, Spartanburg County Library. Also the appropriation for the Block Map System for the year ending June 30, 1960.

SECTION 8. The County Board of Spartanburg County is hereby authorized to have an audit made of the affairs and doings of the offices, departments and officials of Spartanburg County by a certified public accountant for the fiscal year ending June 30, 1961. The board is authorized to invite bids from qualified certified public accountants for the work to be performed and to accept or reject any and all bids; *provided*, however, final acceptance of a bid shall be subject to the approval of a majority of the county delegation given at a duly and regularly called meeting thereof.

The person or firm making the audit shall, in addition to the audit itself, be required to make a report of its findings, conclusions and recommendations to the county board with respect to improvement of accounting practices in various offices and departments of the county.

The County Board of Spartanburg County is authorized to investigate and make recommendations to the county delegation concerning any deficiencies in any department of Spartanburg County.

SECTION 9. For the court of general sessions and county criminal court there shall be not more than three bailiffs, who shall receive not in excess of five dollars each per day. For the court of common pleas and county civil court there shall be not more than two bailiffs, who shall receive not in excess of five dollars each per day. Jurors for the circuit court and the county court shall receive a per diem of ten dollars each per day in addition to the mileage as now provided by law. There shall be appointed by the sheriff a court crier who shall act also as a bailiff at all terms of court. Jurors of the coroner's jury shall receive three dollars each per day.

SECTION 10. Any bonds authorized to be issued or to be authorized to be issued on which any maturities of interest and/or principal comes due within the fiscal year ending June 30, 1960, and for June 30, 1961, payment of same is hereby authorized out of the general funds of Spartanburg County. *Provided*, the payments of such maturities are specified to be paid out of the county levy in the respective bond acts.

SECTION 11. Any contracts or agreements for the expenditure of funds in this appropriation act for the operation of the joint city-county radio station shall not obligate Spartanburg County unless previously approved by the Spartanburg County Delegation.

SECTION 12. Expenditures from the Delegation Transferable Fund and authorizations by the delegation shall be made upon approval of a majority of the delegation, including the Senator, at a duly and regularly called meeting and upon written certification thereof by the secretary to the county board of control.

SECTION 13. The County Board of Spartanburg County shall make provision for Workmen's Compensation coverage of all employees of Spartanburg County to which it may be applicable. The following departments of Spartanburg County shall keep separate records for Workmen's Compensation Insurance and pay the premiums therefor from their own budgets:

Spartanburg General Hospital, including Woodruff Hospital
County Highway Department
Spartanburg Tuberculosis Hospital

County Health Department
The County Board of Spartanburg County
Spartanburg County Library

SECTION 14. The County Board of Spartanburg County shall disburse all appropriations provided herein for travel for all county employees, except elected officials, on sworn itemized statements of the employee that the travel was performed in carrying out the duties of his or her job and on business of the county, at the rate of seven cents per mile. The board is authorized to prescribe such further rules and forms as will carry out the purposes of this section. *Provided*, the amount paid out by the county board shall not exceed the amount provided by the terms of this act.

SECTION 15. The Bureau of Vital Statistics is hereby authorized to make a search of records and furnish a statement of age or other data without charge. This does not apply to the usual fee for the certification of any record. The special auditor is required to audit only the records of the general hospital kept by the county.

SECTION 16. The County Board of Spartanburg County is authorized and directed to administer and regulate salaries and wages of employees and clerical help provided for in this act in accordance with the salary schedule classification and policies as set forth in the survey adopted for Spartanburg County. Salary adjustments in accordance with salary schedule are to become effective with the beginning of each fiscal year.

SECTION 17. The county board is authorized to negotiate and enter into agreement with any state or federal agency for the use of county offices at such rental as may be agreed on from time to time. *Provided*, the county board is authorized to provide rules and regulations governing the occupancy of the new courthouse and the use of the county courthouse parking lots.

SECTION 18. Each and every official and employee of Spartanburg County is prohibited from receiving any compensation or reimbursement whatsoever from any individual, person, firm or corporation in addition to the amounts appropriated or provided for in this act.

The County Board of Spartanburg County is authorized and directed to make any contracts deemed necessary and advisable for the furnishing of services, information, use of equipment, labor of officials and employees and materials to such persons or agencies

as may be determined from time to time by the county board. The charges for such shall not be less than the actual costs to the county for the service, time involved, materials and use of equipment as may be determined by the county board.

Each and every county official and employee is hereby authorized and directed to comply with and perform any such contracts and agreements as may be entered into by the county board from time to time.

This provision shall apply when any county records or information and the time of any official and/or employee is used or furnished.

All revenue from all work, materials, and use of equipment authorized by the county board shall be remitted to the county treasurer and credited by the county treasurer to the General Fund of Spartanburg County.

SECTION 19. All acts or parts of acts inconsistent herewith are repealed.

SECTION 20. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

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(R1170, H2501)

No. 1132**An Act To Create The Spartanburg County Farm Development Commission; And To Repeal Act 668 Of 1957, Relating To The Authority Of The County Board Of Spartanburg County To Sell A Certain Parcel Of Land.**

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County Farm Development Commission created.—There is hereby created the Spartanburg County Farm Development Commission, to be composed of three members to be appointed by the Governor, upon the recommendation of a majority of the Spartanburg County Legislative Delegation, for terms of six years and until their successors are appointed and qualify. Any vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term. The commission shall organize by electing one of its members as chairman and such other officers as it deems necessary for such terms as may be decided upon by the commission. The commission shall meet upon the call of the chairman or a majority of the members.

SECTION 2. Manage county farm property.—From and after the effective date of this act, the commission shall have the exclusive control and authority to administer and manage the real estate known as the County Farm, and shall provide for the orderly transition of this property from its present usage to the contemplated usage as an industrial and commercial development.

SECTION 3. May sell real property.—The commission shall have authority to sell and convey any and all real estate known as the County Farm property upon such terms and conditions as it deems proper.

SECTION 4. May sell personal property.—The commission shall have authority to sell and convey any and all personal property now on the farm or owned by the county and being used incidental to the operation of the County Farm, and to deposit such funds in the County Farm account.

SECTION 5. Transer of records and equipment.—The County Board of Control of Spartanburg County is hereby authorized and directed to turn over to the commission all of its records and equip-

ment pertaining to the operation of the County Farm within thirty days from the effective date of this act.

SECTION 6. Expenditures.—In order to carry out its duties, the commission is authorized to expend such monies as may be provided in the annual County Appropriations Act or as may be appropriated to it by the Spartanburg County Legislative Delegation.

SECTION 7. Act 668 of 1957 repealed.—Act 668 of 1957, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1182, H2698)

No. 1133

An Act To Authorize The County Board Of Spartanburg County To Issue Not Exceeding Three Hundred And Five Thousand Dollars Of Bonds Of Spartanburg County For The Purchase Of Stone, Asphalt, Culverts, Other Road Materials And Road Machinery; To Direct The Manner In Which The Bonds Shall Be Sold And The Proceeds Thereof Shall Be Expended; And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Spartanburg County may borrow money—bonds—interest—maturity.—The County Board of Spartanburg County may borrow from or through an agency of the United States Government, any bank, institution or lending agency, or as it may deem advisable, not exceeding three hundred five thousand dollars, to be evidenced by serial coupon bonds, bearing interest at such rate not exceeding four and one-half per cent per annum as may be determined by the County Board, payable semiannually, or otherwise, the principal of which shall mature during each year and in such installments as the County Board of Spartanburg County shall determine, but no installment shall mature later than twenty years after date of issue.

SECTION 2. Denominations—execution—sale.—The bonds as authorized in Section 1 shall be issued at such time or times and

shall mature at such times and shall be issued in such denominations as may be determined by the County Board of Spartanburg County, and in such amounts as necessary, based upon the requests of the Supervisor of Spartanburg County. The bonds shall be signed by the members of the county board, or a majority thereof, and countersigned by the Clerk of the County Board of Spartanburg County, and the seal of the County Board of Spartanburg County shall be affixed to or impressed on each bond, but the coupons on the bonds need not be authenticated otherwise than by a facsimile signature of the county treasurer. The principal and interest on the bonds may be payable within or without the State of South Carolina. The bonds shall be payable to bearer but may be issued with the privilege to the holder of having them registered as to principal on the books of the county treasurer, and the principal thus made payable to the registered holder (unless the last registered transfer shall be to bearer) upon such conditions as the County Board of Spartanburg County may prescribe. The bonds shall be sold and delivered upon a basis of not less than par and accrued interest.

SECTION 3. Payment.—So much as is necessary of the one cent gasoline tax distributed to Spartanburg County during the life of the bonds, and for such period thereafter as may be necessary to pay the same, shall be pledged and used and applied to the payment of the principal and interest on the bonds, notwithstanding any different use of the tax now prescribed; except that bonds authorized and issued under authority of Act No. 611 of the Acts of 1937, and any amendments thereto, in the sum of five hundred thousand dollars; bonds authorized and issued under the authority of Act No. 709 of the Acts of 1939, and any amendments thereto, in the sum of two hundred thousand dollars; bonds authorized and issued under authority of Act No. 946 of the Acts of 1942, and any amendments thereto, in the sum of one hundred fifty thousand dollars; bonds authorized and issued under authority of Act No. 812 of the Acts of 1946, and any amendments thereto, in the sum of five hundred thousand dollars; bonds authorized and issued under authority of Act No. 664 of the Acts of 1949, and any amendments thereto, in the sum of one million dollars; bonds authorized and issued under authority of Act No. 524 of the Acts of 1953, and any amendments thereto, in the sum of two hundred fifty-three thousand dollars; bonds authorized and issued under authority of Act No. 934 of the Acts of 1954, and any amendments thereto, in the sum of two hundred fifty thousand dol-

lars; bonds authorized and issued under authority of Act No. 585 of the Acts of 1955, in the sum of two hundred fifty thousand dollars; bonds issued under authority of Act No. 667 of the Acts of 1957, in the sum of two hundred seventy-five thousand dollars; and bonds issued under authority of Act No. 1191 of the Acts of 1958, in the sum of three hundred thousand dollars, and bonds issued under authority of Act No. 525 of the Acts of 1959, in the sum of two hundred ten thousand dollars, are a prior lien until such bonds are fully retired. If for any reason whatsoever the gasoline tax is insufficient for the prompt payment of the bonds and the interest thereon as they severally mature, then there is hereby pledged, in addition to the revenue from the gasoline tax distributed to Spartanburg County, the full faith and credit of Spartanburg County, and there shall be levied annually upon all the taxable property in Spartanburg County, by the county auditor, and collected by the county treasurer, a tax sufficient to pay the principal and interest on the bonds as they respectively mature.

SECTION 4. Proceeds—deposit of.—The proceeds of the sale of the bonds shall be deposited with the county treasurer in a special account to be disbursed for the purposes herein stated by the treasurer on warrants drawn thereon by the County Board of Spartanburg County, upon properly itemized and sworn statements of the county supervisor.

SECTION 5. Purchases to be by bids.—All stone, asphalt, culverts, road materials, and road machinery purchased from the proceeds of the sale of the bonds herein authorized shall be purchased or paid for by the County Supervisor of Spartanburg County, subject however, to the following provisions and conditions:

The County Supervisor of Spartanburg County shall advertise for bidders to furnish such stone, asphalt, culverts, other road materials or machinery in one or more of the daily Spartanburg papers and publish the same therein not less than one time at least two weeks prior to the date and place of sale, which shall be specified in such advertisement; the advertisement likewise shall contain a notice to prospective bidders requiring them to make up and file their bids, duly sealed, with the county supervisor, and a duplicate thereof in the office of the county board, none of such bids to be opened until the time specified in the notice of sale for the opening of bids; the advertisement shall further contain a notice to the prospective bid-

ders that all bids are subject to the final approval or disapproval of the county board, and the county board is hereby given the power and authority, after receipt of such bids and the presentation to the board by the county supervisor of his recommendation as to the acceptance or rejection made and filed; and in the event of the rejection of all bids, new bids shall be advertised for by the county supervisor subject to the terms and provisions hereinabove set forth.

SECTION 6. Use of proceeds.—The proceeds of the sale of the bonds authorized under this act shall be used for the purchase of stone, asphalt, culverts and road materials for the construction and surface treatment of roads in Spartanburg County, and an amount not to exceed one hundred five thousand dollars shall be used for the purchase of road machinery. The County Board of Spartanburg County may use all or any part of the proceeds from the sale of bonds for matching or securing federal aid or any other aid to the extent deemed necessary or advisable by the County Board of Spartanburg County to the end that greater mileage of roads may be constructed and surface treated than would be without such grants or matching of Federal or other funds.

SECTION 7. Saving clause.—The sections and provisions of this act are separable and not matters of mutual essential inducement, and it is intended to confer the whole or any part of the powers herein provided for; and if any of the sections or provisions or parts thereof are for any reason declared unconstitutional, it is intended that the remaining sections and provisions, or parts, shall remain in full force and effect.

SECTION 8. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 9. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Provide For The Creation Of The Lynchburg-Shiloh Watershed Conservation District In Sumter And Lee Counties; To Define Its Geographic Limits; To Provide For Its Gov-

erning Board And Its Powers And Duties; And To Provide For Levy Of Taxes Sufficient For The Administration, Construction, Operation And Maintenance Of Works Of Improvement Within The District.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Lynchburg-Shiloh Watershed Conservation District authorized.—Authority is hereby granted to form the Lynchburg-Shiloh Watershed Conservation District in Sumter and Lee Counties for the purpose of developing and executing plans and programs relating to any phase of conservation of water, water drainage, water usage, flood prevention, flood control, erosion prevention and control of erosion, floodwater and sediment damages.

SECTION 2. Area.—The area embraced in the district shall be all that land in Sumter or Lee Counties which naturally drains into Back Swamp, Douglas Swamp, Puddin Swamp, Hope Swamp or Church Branch. The area shall not include any lands within the corporate limits of any municipality, lands not included within a soil conservation district, or lands embraced within another water conservation district.

SECTION 3. Formation petition.—Formation of the district shall be initiated by the filing of a petition with the boards of supervisors of the soil conservation districts within the proposed district. Such petition must be signed by fifteen or more freeholders from each of the two counties within the proposed district. Such petition shall define the boundaries of the proposed district, the number of acres of land involved, reasons for requesting creation of such district and other information pertinent to such proposal. If the proposed district is situated in more than one soil conservation district, a copy of the petition shall be presented to the governing body of all soil conservation districts in which any part of such watershed conservation district is situated, and the supervisors of all such soil conservation districts shall act jointly as a governing body with respect to all matters concerning such watershed conservation district, including its creation. Such watershed conservation district shall be organized in like manner and shall have the same powers and duties as a watershed conservation district situated entirely in one soil conservation district.

SECTION 4. Hearings on petition and inclusion of additional territory.—(a) Within thirty days after such petition has been filed with the boards of supervisors, they shall cause due notice

to be given of a hearing upon the practicability and feasibility of creating such watershed conservation district. All interested parties shall have the right to attend such hearing and be heard. If it shall appear at the hearing that other lands should be included or that lands included in the petition should be excluded, the boards of supervisors may permit such inclusion or exclusion, provided the land area involved still meets the requirements of Section 2 of this act.

(b) If it appears upon the hearing that it may be desirable to include within the proposed district, territory outside of the area within which due notice of the hearing has been given, the hearing shall be adjourned and due notice of a further hearing shall be given throughout the entire area considered for inclusion in the district and a further hearing shall be held. After final hearing, if the boards of supervisors determine, upon the facts presented at the hearing and upon other available information, that there is need, in the interest of the public health, safety and welfare for such a district in the territory considered, they shall make and record the determination and shall define the area; *provided*, that such description need not be given by metes and bounds, but shall be deemed sufficient if it is generally accurate and declares the approximate number of acres of land to be included in the proposed district.

(c) If the boards of supervisors determine after the hearing that it is not feasible for such district to function in the territory considered, they shall make and record the determination and shall deny the petition.

SECTION 5. Referendum concerning creation of district if determinations favorable—conduct of.—After the boards of supervisors have determined that there is need, in the interest of the public health, safety and welfare, for creation of the proposed watershed conservation district, they shall consider the question whether the operation of a district within the proposed boundaries with the power conferred upon such district in Section 9 of this act is administratively practicable and feasible. To assist the boards of supervisors in this determination the boards shall, within a reasonable time after entry of the finding that there is need for the organization of the district and the determination of the boundaries of the district, hold a referendum within the proposed district upon the proposition of the creation of the district. Due notice of the referendum shall be by notice published at least twice with an interval of at least one week between the two publication dates, in a publication of general circulation within the appro-

priate area or, if no such publication of general circulation be available, notice posted at a reasonable number of conspicuous places in the appropriate area. This posting shall be posted at public places where it is customary to post notices concerning county or municipal affairs generally. Such notice shall state the date of holding the referendum, the hours of opening and closing the polls, and shall designate one or more places within the proposed district as polling places. The boards of supervisors shall have full charge of the election and shall have suitable ballots printed and furnished to each voting place, appoint necessary box managers and other election officials, and shall canvass the election and announce the results. Cost of holding the referendum shall not be paid by the counties concerned.

SECTION 6. Question and ballots.—The question to be voted on shall be submitted by ballots upon which appear the words:

“For the creation of the Lynchburg-Shiloh Watershed Conservation District”

“Against the creation of the Lynchburg-Shiloh Watershed Conservation District”

A square shall follow each proposition. The ballot shall also contain a direction to insert an “X” mark in the square following one or the other of the propositions, as the voter may favor or oppose creation of the district. The ballot shall set forth the boundaries of the proposed district as determined by the boards of supervisors. Only owners, or their duly appointed and qualified committee, guardian or attorney in fact, of lands lying within the boundaries of the territory, as determined by such boards, shall be eligible to vote in the referendum. Qualified voters may vote by absentee ballot in such referendum under rules and regulations prescribed by the boards of supervisors.

SECTION 7. Certify results—create district if results favorable.—The votes shall be counted by the election officers at the close of the polls and a report of the results along with the ballots shall be delivered and certified to the boards of supervisors. If two-thirds of the votes cast in each of the two counties concerned favor creation of the district, the boards of supervisors shall certify such results to the clerks of court of the counties involved. Upon proper recording of such action, such watershed conservation district shall be duly created. After recording the certification shall be filed with the State Soil Conservation Committee.

SECTION 8. Governed by board of directors—number—nominating petitions—election and conduct of—terms—officers.—(1)

The governing body of the district shall consist of three directors nominated by landowners in the Sumter County area of the proposed district and two directors nominated by landowners in the Lee County area of the proposed district, elected as provided herein.

(2) Within thirty days after a watershed conservation district has been created, nominating petitions may be filed with the boards of supervisors of the soil conservation districts within the proposed district to nominate candidates for directors of the watershed conservation district. No such nominating petition shall be accepted by such boards unless it is signed by fifteen or more landowners within the district in the county concerned or, if less than thirty landowners are involved, by a majority of such landowners. If the candidates nominated do not exceed the number of directors to be chosen, the boards of supervisors shall declare them to be elected. No person shall be eligible to be a director of a watershed conservation district who is not a landowner in that portion of the watershed conservation district within the soil conservation district in which he seeks election.

(3) If the candidates nominated for directors of the watershed conservation district exceed the number of directors to be chosen, the boards of supervisors of the soil conservation districts shall, after having given due notice thereof, cause an election to be held within the watershed conservation district within a reasonable time after the expiration of the thirty-day period for the election of five directors of the watershed conservation district. The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing the district, shall apply insofar as practicable to the election of the directors. The names of all nominees on behalf of whom nominating petitions have been filed as hereinabove provided shall be printed, arranged in alphabetical order of their surnames, upon ballots with a square before each name and a direction to insert an "X" mark in the square before any three or two names, depending on the county in which the ballot is to be used, to indicate the voter's preference. All landowners within the watershed conservation district shall be eligible to vote in such election. Only such landowners, or their duly appointed and qualified committee, guardian or attorney in fact, shall be eligible to vote. The three or two candidates, depending on the county concerned, who shall receive the largest number respec-

tively of the votes cast in such county's election shall be the elected directors of the watershed conservation district. The five elected directors shall, under the supervision of the boards of supervisors of the soil conservation districts, be the governing body of the watershed conservation district.

(4) Of the directors first elected, the one receiving the largest number of votes in Sumter County and the one receiving the largest number of votes in Lee County shall serve for terms of four years, the one receiving the next largest number of votes in Sumter County and the other director from Lee County shall serve for terms of three years, and the one receiving the next largest number of votes in Sumter County shall serve for a term of two years. The term of office of each of their successors shall be four years.

(5) The directors shall annually designate from among their number a chairman, secretary and treasurer. The treasurer shall execute an official bond for the faithful performance of the duties of his office, to be approved by the directors. Such bond shall be executed by a surety company authorized to do business in this State and shall be in an amount determined by the directors. The premium on such bond shall be paid by the watershed conservation district.

SECTION 9. Powers and duties.—The district organized under the provisions of this act shall constitute a governmental subdivision of this State, and a public body corporate and politic, exercising public powers, and such district and the directors thereof shall, subject to the approval of the boards of supervisors of the soil conservation districts of the two counties concerned, have the following powers in addition to others granted in other sections of this act:

(1) To acquire, by purchase, exchange, lease, gift, grant, bequest, devise, or otherwise, or through condemnation proceedings in the manner provided in Chapter 2 of Title 25, Code of Laws of South Carolina, 1952, such lands, easements, or rights-of-way as are needed to carry out any authorized purpose of the watershed conservation district; and to sell, lease, or otherwise dispose of any of its property or interests therein in furtherance of the purposes and provisions of this act;

(2) To construct, reconstruct, repair, enlarge, improve, operate, and maintain such works of improvement as may be necessary or convenient for the performance of any of the operations authorized by this act;

(3) To borrow money and to execute promissory notes and other evidences of debt in connection therewith for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district, and if promissory notes are issued, to execute such mortgages on any property owned by such district, or assign or pledge such revenues or assessments of such district as may be required by the lender as security for the repayment of the loan; and to issue, negotiate, and sell its bonds as provided in Section 10 of this act; and

(4) To levy an annual tax on the real property within the district subject to the limitations provided in Section 12 of this act for payment of the costs and expenses of organizing the watershed conservation district or for carrying out any authorized purpose of such district. Such levy shall be made only after approval by the supervisors of the soil conservation district, by notifying the county auditor or auditors concerned. No such levy shall be made upon lands in Lee County without the approval of a majority of the Lee County Legislative Delegation.

SECTION 10. Issuance of bonds—referendum on.—(a) Bonds authorized by Section 9 of this act shall not be issued until proposed by order or resolution of the board of directors, specifying the purpose for which the funds are to be used and the proposed undertaking, the amount of bonds to be issued, the rate of interest they are to bear, and the amount, subject to the approval of a majority of the Lee County Legislative Delegation insofar as any tax levy on lands in Lee County, of any necessary tax levy in excess of the maximum authorized in Section 12 of this act. Copy of the order or resolution shall be certified to the boards of supervisors.

(b) The boards of supervisors shall conduct a hearing on such proposal after due notice. If it appears that the proposal is within the scope and purpose of this act and meets all other requirements of the law, the proposal shall be submitted to the freeholders of the district by referendum under supervision of the boards of supervisors.

(c) The provisions of this act as to notice, qualifications of voters, absentee voting, and the manner of holding the referendum in organizing the district, shall apply to the referendum held under this section.

(d) If two-thirds of the landowners voting favor the proposal, such bonds may be issued.

SECTION 11. Compensation.—Members of the board of directors shall receive no salaries, but such members may be reimbursed for actual and necessary expenditures incurred in the performance of their duties as approved by the boards of supervisors.

SECTION 12. Budget—tax levy.—Within the first quarter of each calendar year, the board of directors shall prepare an itemized budget of the funds needed for administration, construction, operation and maintenance of works of improvement. After approval of such budget by the boards of supervisors, the county auditors shall levy a tax sufficient to meet such budget, not to exceed five mills, on all real property within the district, except any levy necessary to provide a sinking fund for retirement of bonds authorized by Section 10 of this act. A copy of such budget shall be certified to the county auditors.

SECTION 13. Computation of tax.—(a) The board of directors with the assistance of the county auditors shall prepare a list of the freeholders in the district showing the number of acres subject to assessment.

(b) When the property tax rolls are delivered to the county treasurers by the county auditors, as required by law, the county treasurers shall compute the tax due the district from each freeholder in accordance with the rate fixed by the board of directors and the value of the real property indicated on the tax roll. The computation shall be made on the regular tax bills.

SECTION 14. Collection of taxes.—(a) The county treasurers shall collect the taxes due the district at the same time and in the same manner in which they collect other taxes of the counties.

(b) Such taxes shall be subject to the same due and delinquency date, discounts, penalties and interest as are applied, to the collection of county taxes. *Provided*, that penalties and costs of collection shall be paid to the county procuring such collection.

SECTION 15. Proceeds.—Tax funds collected shall be transferred to and held by the treasurer of the watershed conservation district for the specific purpose for which they have been collected. All expenditures of such funds shall be made by the board of directors, approved by the boards of supervisors.

SECTION 16. Petition to have lands detached.—The owner or owners of lands which have not been, are not and cannot be benefited by their inclusion in the watershed conservation district may petition

the boards of supervisors to have such lands detached. The petition shall describe such lands and state the reasons why they should be detached. A hearing shall be held within thirty days after the petition is received. Due notice of such hearing shall be given before the hearing. If it is determined by the boards of supervisors that such lands shall be detached, such determination shall be certified to the county auditors. After recording, the certification shall be filed with the State Soil Conservation Committee.

SECTION 17. Petition for discontinuance of district—hearing—referendum—discontinuance if election and determination favorable.—(a) At any time after five years from the organization of the watershed conservation district, fifteen or more freeholders within each of the counties within the district, or, if less than thirty freeholders are involved, a majority of the freeholders in such district in each county, may file a petition with the boards of supervisors, praying that the existence of the district be discontinued. The petition shall state the reasons for discontinuance, and that all obligations of the district have been met.

(b) After due notice, as provided in Section 5 of this act, the boards of supervisors may conduct such hearings on the petition as may be necessary to assist them in making a determination.

(c) Within sixty days after petition is filed, a referendum shall be held under the supervision of the boards of supervisors as provided in Section 10 of this act. No informalities in the conduct of the referendum or in any matters relating to the referendum shall invalidate it or its result if notice of the referendum has been given substantially as provided in subsection (b) of this section.

(d) If a majority of the votes cast in each county in such referendum favor the discontinuance of the district, and it is found that all the obligations have been met, the boards of supervisors shall make a determination that the watershed conservation district shall be discontinued. A copy of the determination shall be certified to the auditors for recording. After recording, the certification shall be filed with the State Soil Conservation Committee.

SECTION 18. Supervisory authority if soil conservation district discontinued.—If any supervising soil conservation district is discontinued, the governing body of the county involved shall serve in the same supervising capacity over the watershed conservation district as the board of supervisors.

SECTION 19.—Not to affect certain public utilities.—The powers of condemnation and the levying of additional taxes granted in this act shall not extend to property of any public utility which could have been acquired by such public utility under its right of condemnation.

SECTION 20. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 21. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R1059, H2625)

No. 1135

An Act To Authorize The Trustees Of Sumter County School District No. 2, And The County Treasurer Of Sumter County To Borrow Not Exceeding One Hundred And Fifty Thousand Dollars To Be Used For School Purposes, And To Provide For The Payment Of Such Loan.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Sumter County School District 2 may borrow money—notes—execution—interest.—The Board of Trustees of School District No. 2 of Sumter County, and the County Treasurer of Sumter County, are hereby authorized to borrow not exceeding one hundred and fifty thousand dollars from the State Sinking Fund, or any other lending agency at the lowest interest rate available, for the purpose of constructing additional facilities for school purposes or for equipping such facilities. The amount borrowed shall be evidenced by a note or notes to be executed by each member of the Board of Trustees of School District No. 2 of Sumter County and by the Treasurer of Sumter County. The note or notes shall bear interest at not exceeding four per cent per annum from the date thereof, interest to be paid annually, and shall be payable in five equal annual installments with the right to anticipate payment thereof at any annual interest paying period.

SECTION 2. Payment.—For the payment of the note or notes the Board of Trustees of School District No. 2 and the County Treasurer of Sumter County shall pledge the annual grant from the State Educa-

tional Finance Commission for the repayment of the loan and the interest thereon.

SECTION 3. Payment—further.—As additional security for the loan, in the event the annual grant to the school district by the State Educational Finance Commission shall be insufficient to pay the principal and interest on the loan, the Auditor for Sumter County shall levy, and the Treasurer of Sumter County shall collect, an annual tax upon all of the taxable property of School District No. 2 of Sumter County sufficient to retire the loan and the interest due thereon, and the entire proceeds of such levy shall be applied to the payment of the note or notes, inclusive of interest, in full, at which time the levy provided herein shall be terminated.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1168, H2659)

No. 1136

An Act To Provide For A Levy Of Taxes For School And County Purposes For Sumter County For The Fiscal Year Commencing July 1, 1960; To Direct The Expenditure Thereof; To Fix The Salaries Of Certain Officers; And For Other County Purposes.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The Auditor of Sumter County is hereby authorized to levy on all taxable property in the County of Sumter not in excess of fourteen mills as may be necessary for general county purposes; *provided*, that one mill be reserved for expense of reappraisal of property.

Item 1. Roads and Bridges:

A-70 General Fund—Roads & Bridges Dept.	\$ 75,860.00
A-72 Salary—County Engineer	8,000.00
A-73 Salary—Road Superintendent	5,880.00

A-75	Salary—Yard Superintendent	4,320.00
A-80	Salaries—Gang Guards and other employees ...	45,000.00
A-85	Purchase new Machinery and Equipment	10,000.00
A-90	Gang Buildings—Repairs & Upkeep	1,000.00

TOTAL, ITEM 1—ROADS AND
BRIDGES\$150,060.00

Item 2. Public Buildings:

A-101	Repairs & Maintenance of Buildings	\$ 5,000.00
A-102	Furniture, Fixtures, Office Equipment Purchase	2,500.00
A-103	Repairs & Maintenance—Furniture, Fixtures, etc.	800.00
A-104	Insurance—Storm, Fire, Explosion, etc.	3,500.00
A-105	Water, Lights, Sanitary Supplies, etc.	6,000.00
A-106	Salary—Maintenance Supervisor	2,700.00
A-109	Special Janitor Services	100.00
A-110	Care of Public Grounds	600.00

TOTAL, ITEM 2—PUBLIC BUILDINGS.\$ 21,200.00

Item 3. Court Costs:

A-120	Jury Pay & Court Expense	\$ 8,000.00
A-121	Court Stenographer Supplies	20.00

Total\$ 8,020.00

Clerk of Court:

A-125	Salary—Clerk of Court	\$ 7,500.00
A-126	Salary—Deputy Clerk of Court	4,800.00
A-127	Salary—Clerk I to Clerk of Court	3,120.00
A-128	Salary—Clerk II to Clerk of Court	2,700.00
A-129	Salary—Clerk II to Clerk of Court	2,400.00

Total—Clerk of Court\$ 20,520.00

Coroner:

A-140	Salary—Coroner	\$ 2,100.00
A-145	Coroner's Juries, Inquests, etc.	2,000.00

Total—Coroner\$ 4,100.00

Magistrates:	
A-150	Salary—Magistrate 3rd District\$ 3,540.00
A-151	Salary—Clerk I to Magistrate 2,820.00
A-155	Salary—Other 7 Magistrates 10,080.00
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	Total—Magistrates\$ 16,440.00
Master:	
A-160	Office Rent—Master\$ 240.00
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	Total—Master\$ 240.00
Probate Judge:	
A-165	Salary—Clerk II to Probate Judge\$ 2,700.00
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	Total—Probate Judge\$ 2,700.00
Lunacy Examinations:	
A-175	Mental Health Examinations and Transportation\$ 2,500.00
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	Total—Lunacy Examinations\$ 2,500.00
Civil & Domestic Relations Court:	
A-180	Salary—Judge, Civil & Domestic Relations Court\$ 9,000.00
A-182	Salary—Probation Counsellor 4,800.00
A-183	Mileage—Probation Counsellor 400.00
A-186	Salary—Clerk I, Civil & Domestic Relations Court 1,800.00
A-187	Salary—Clerk II, Civil & Domestic Relations Court 2,700.00
A-191	Court Expense—Civil & Domestic Relations Court 2,000.00
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	Total—Civil & Domestic Relations Court\$ 20,700.00
Jail:	
A-200	Jail—Food Only\$ 6,000.00
A-200A	Jail—Maintenance & Supplies 3,500.00
A-201	Salary—Jailer 3,000.00
A-203	Salary—Assistant Jailer 2,580.00
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	Total—Jail\$ 15,080.00
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TOTAL, ITEM 3—COURT EXPENSES...\$ 90,300.00	

Item 4. Poor and Needy:

A-210	Relief—General and Emergency	\$ 500.00
A-211	Charity Coffins	2,400.00
A-212	Child Health & Welfare	1,200.00
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	Total—Emergency Relief	\$ 4,100.00
Department of Public Welfare:		
A-220	Department of Public Welfare—	
	Emergency Fund	\$ 600.00
A-222	Travel—Child Welfare Worker	500.00
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	Total—Department of Public Welfare	\$ 1,100.00
Hospitalization:		
A-225	Hospitalization—Toumey Only	35,000.00
A-226	Certification by Department of Public Welfare..	2,000.00
A-228	Outpatients—Other Hospitals & Nursing Homes	4,500.00
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	Total—Hospitalization	\$ 41,500.00
Tuberculosis:		
A-232	Florence-Darlington Tuberculosis Sanatorium..	\$ 2,000.00
A-235	Pneumothorax—TB Outpatients & Medicines..	750.00
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	Total—Tuberculosis	\$ 2,750.00
Nursing Center:		
A-241	Recreation & Nursing Center	\$ 240.00
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	Total—Nursing Center	\$ 240.00
Charity School Clothing:		
A-244	Clothing—Needy School Children	\$ 1,500.00
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	Total—Charity School Clothing	\$ 1,500.00
Health Department:		
A-247	County Health Department	\$ 30,000.00
A-248	Pharmaceuticals	100.00
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	Total—Health Department	\$ 30,100.00
County Service Officer:		
A-250	Part Salary—County Service Officer	\$ 600.00
A-252	Part Salary—Stenographer to Service Officer..	960.00
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	Total—County Service Officer	\$ 1,560.00

Children's Orphanages & Home Care:

A-260	Children's Home—Trustee Account	\$ 527.50
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	Total—Children's Homes	\$ 527.50
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Pensions:

A-270	Confederate Widows' Pension (2)	\$ 900.00
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	Total—Pensions	\$ 900.00
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	TOTAL, ITEM 4—POOR AND NEEDY..	\$ 84,277.50
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Item 5. Law Enforcement:

A-275	Salary—Sheriff	\$ 7,500.00
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A-276	Auto Expense—Sheriff	1,500.00
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A-277	Chief Deputy Sheriff, Salary	3,900.00
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	Chief Deputy Sheriff, Expense	2,940.00
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A-278	Asst. Chief Deputy Sheriff, Salary	3,600.00
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	Asst. Chief Deputy Sheriff, Expense	2,940.00
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A-285	Other 8 Deputies—Salary (\$290.00 mo.)	27,840.00
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	Expense (\$235.00 mo.)	22,560.00
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A-290	Extra Police Help	800.00
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A-292	Salary—Clerk II to Sheriff	2,400.00
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A-295	Extra Help—Sheriff's Office	720.00
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A-298	Uniforms & Supplies	2,200.00
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A-299	Arms, Ammunition, Schools, Tech. Supplies..	500.00
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A-301	Rural Police Radio Service	3,000.00
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A-302	Transportation of Prisoners	1,000.00
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A-303	Secret Service & Rewards	1,000.00
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A-304	Police Insurance & Annuity Fund	12,000.00
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	Total—Sheriff	\$ 96,400.00
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Solicitor:

A-310	Expense—Solicitor	\$ 600.00
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A-311	Salary—Clerk II to Solicitor	2,400.00
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	Total—Solicitor	\$ 3,000.00
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Probation Office:

A-313	Office Expense—Probation Officer	\$ 100.00
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	Total—Probation Office	\$ 100.00
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County Attorney:

A-315 Salary—County Attorney\$ 900.00

A-316 Legal Expense—County Attorney 2,000.00

 Total—County Attorney\$ 2,900.00

TOTAL, ITEM 5—LAW ENFORCEMENT\$102,400.00

Item 6. Administration:

A-320 County Board of Commissioners—

Salary & Travel\$ 7,300.00

A-323 Salary—Clerk to County Board 6,500.00

A-325 Salary—Bookkeeper & Asst. Clerk to Board.. 3,300.00

A-330 Contingent Fund—County Board 1,500.00

 Total—County Board of Commissioners\$ 18,600.00

Auditor's Office:

A-335 Part Salary—Auditor\$ 3,000.00

A-336 Salary—Clerk I (Deputy Auditor) 3,600.00

A-337 Salary—Clerk II to Auditor 2,430.00

A-338 Salary—Clerk II to Auditor 2,400.00

A-340 Extra Help—Auditor's Office 2,000.00

A-341 Per Diem—Tax Assessor's and Appeal Board. 3,000.00

 Total—Auditor's Office\$ 16,430.00

Treasurer's Office:

A-344 Part Salary—Treasurer\$ 3,000.00

A-346 Salary—Clerk I to Treasurer 2,820.00

A-347 Salary—Clerk II to Treasurer 2,520.00

 Total—Treasurer's Office\$ 8,340.00

Tax Collector:

A-355 Salary—Tax Collector\$ 4,800.00

A-355A Mileage—Tax Collector 650.00

A-356 Salary—Clerk I (Asst. Tax Collector) 2,760.00

A-357 Salary—Clerk II to Tax Collector 2,400.00

A-360 Salary & Mileage—Tax Collection Riders 4,000.00

A-363 Extra Help—Tax Collector's Office 250.00

A-364 Tax Warrant Service Fees to Police 1,500.00

Total—Tax Collector's Office \$ 16,360.00

TOTAL, ITEM 6—ADMINISTRATION... \$ 59,730.00

Item 7. Miscellaneous County Accounts:

A-370 Telephone & Telegraph \$ 4,000.00

A-371 Postage, Stationery, Office Supplies 11,000.00

A-372 General Election Expense 900.00

A-374 Annual Audit 3,000.00

A-375 Advertising Tax Sales, Bids, Reports, etc. ... 500.00

A-376 Salary—Vital Statistics Clerk 2,400.00

A-380 Officials & Employees Bond Premiums 850.00

A-382 Workmen's Compensation Premium Tax 450.00

A-383 State Retirement—County's Share 9,000.00

A-384 Social Security—County's Share 7,600.00

A-385 Rabies Control—Wardens Salary and Expense. 1,000.00

A-387 Sumter Chamber of Commerce 1,000.00

A-388 City Planning Commission 1,000.00

A-389 Sumter County Development Board 5,000.00

A-390 Maintenance—Sumter City Streets 50,000.00

A-391 Rent—Industrial Commission Quarters 150.00

TOTAL, ITEM 7—MISCELLANEOUS

COUNTY ACCOUNTS \$ 97,850.00

Item 8. National Defense:

A-392 Sumter Armory Maintenance \$ 1,000.00

A-393 U. S. Naval Reserve Unit 6-22 250.00

A-394 Rent—111 N. Harvin St. 450.00

A-395 Armed Services YMCA 990.00

TOTAL ITEM 8—NATIONAL DEFENSE. \$ 2,690.00

Item 9. Insect & Pest Control:

A-397 Sumter County Fly & Mosquito Control \$ 4,400.00

A-398 City DDT Campaign 1,500.00

TOTAL, ITEM 9—INSECT & PEST

CONTROL \$ 5,900.00

Item 10. Education:

A-402	Per Diem—County Board of Education	\$ 570.00
A-405	Salary—Superintendent of Education	1,870.00
A-406	Salary—Clerk II to Superintendent of Education	2,820.00
A-407	Salary—School Attendance Supervisor	1,704.00
A-408	Salary—Clerk II to Attendance Supervisor ..	2,820.00

Total—Superintendent of Education

Future Homemakers of America:

A-412	Future Homemakers of America—Camp & Supervisor	\$ 200.00
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Total—Future Homemakers of America

Home Demonstration Agent:

A-415	Part Salary—Home Demonstration Agent ...	\$ 120.00
A-416	Part Salary—Asst. to Home Demonstration Agent	240.00
A-417	Salary—Stenographer to Home Demonstration Agent	1,380.00
A-418	Home Demonstration Supplies	125.00
A-419	Women's Home Club	50.00

Total—Home Demonstration Agent

County Farm Agent:

A-430	Part Salary—Farm Agent	\$ 1,840.00
A-431	Part Salary—Asst. Farm Agent	540.00
A-432	Part Salary—Asst. Farm Agent No. 2	1,600.00
A-433	Part Salary—Stenographer to Farm Agent ...	1,380.00
A-435	Travel—Farm Business Research	200.00
A-436	White Farm Agent—Long Distance Telephone Expense	100.00

Total—County Farm Agent

Negro Home & Farm Agents:

A-445	Part Salary—Negro Farm Agent	\$ 480.00
A-446	Negro Home Demonstration Agent	920.00
A-447	Negro Clerical Help	1,600.00
A-448	Office Rent—Negro Farm Agent & FHA Agent	900.00
A-449	Supplies—Negro Home & Farm Agents	50.00

Total—Negro Farm & Home Agents

Negro School Supervisor:		
A-452	Office Rent—Jeanne's Teacher	\$ 210.00
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	Total—Negro School Supervisor	\$ 210.00
4-H Camps & Club Work:		
A-455	4-H Summer Camp Expense	\$ 650.00
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	Total—4-H Camps & Club Work	\$ 650.00
County Fair:		
A-465	Sumter County Fair Association	\$ 800.00
	Aid to Cattle Show	500.00 1,300.00
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	Total—County Fair	\$ 1,300.00
Forest Ranger:		
A-470	Part Salary—Forest Ranger	\$ 240.00
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	Total—Forest Ranger	\$ 240.00
Cotton Platform:		
A-475	Rent—Cotton Platform	\$ 360.00
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	Total—Cotton Platform	\$ 360.00
Game Wardens:		
A-480	Game Wardens Telephone Expense	120.00
A-481	Game Wardens Expense	720.00
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	Total—Game Wardens	\$ 840.00
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	TOTAL, ITEM 10—EDUCATION	\$ 25,109.00
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	GRAND TOTAL	\$639,516.50

SECTION 2. Before any new county employee is employed by any department, the County Board of Commissioners shall first approve the salary or compensation to be received by such new employee.

SECTION 3. The amount herein provided for the salary of the Sheriff, Treasurer and Clerk of Court shall be in lieu of all fees, and the amounts herein provided shall be the salaries of such officers for all their services for the fiscal year commencing July 1, 1960,

except that the Sheriff shall be entitled to retain fees and filing costs for services in civil matters.

SECTION 4. The above accounts shall be kept separate and expended for the purposes for which appropriated; and the County Board of Commissioners shall not expend or contract to expend under any general item any sum greater than the amount for such general item herein appropriated, except with the approval of a majority of the County Delegation, and no account against the county shall be approved or paid except a properly authorized expenditure by the county board.

SECTION 5. In the purchase of equipment, or articles needed in the operation of any branch of the county government, or in the employment of any person, firm or corporation, for any article or service to be rendered to the County of Sumter, price and quality being equal, preference shall be given to citizens, firms or corporations of Sumter County, if available, but if not available within the county, then preference on same basis shall be given to persons, firms or corporations of the State of South Carolina, and where not available within the county or State, they may be procured to best advantage from other sources. All county supply purchases (except for schools) shall be made through the office of the County Board of Commissioners and on purchases amounting to one hundred dollars or more, bids from two or more vendors shall be called for.

SECTION 6. The Treasurer of Sumter County is hereby authorized, empowered and directed to pay any sum of money from such fund or funds and for such purposes as she may be directed in writing by a majority of the Sumter County Legislative Delegation.

SECTION 7. The Chairman of the Sumter County Board of Commissioners shall have the custody and control of the second floor of the courthouse and no use shall be had of that part of the building without the consent and approval of the said chairman.

SECTION 8. The expense of the following items, while herein fixed at amounts of estimated needs, may vary in accordance with the fixed charges payable under such items as required by law, and by reason thereunder may not be sufficient:

A-120 Jury Pay & Court Expense

A-191 Court Expense—Civil & Domestic Relations Court

- A-383 State Retirement—County's share
- A-384 Social Security—County's share
- A-304 Police Insurance & Annuity Fund
- A-375 Advertising Tax Sales, Bids, Reports, etc.
- A-402 Per diem—County Board of Education
- A-145 Coroner's Juries, Inquests, etc.
- A-175 Mental Health Examinations & Transportation
- A-341 Per diem—Tax Assessors & Appeal Board
- A-183 Mileage—Probation Counsellor
- A-380 Officials & Employees Bond Premiums
- A-364 Tax Warrant Service Fees to Police
- A-382 Workmen's Compensation Premium Tax

The Treasurer of Sumter County is authorized to pay such sums as may be necessary to meet the fixed expenses of the items mentioned in this section in excess of the amount appropriated therefor.

SECTION 9. The County Board of Commissioners shall publish, in at least one newspaper published in the county, a consolidated statement of all receipts and disbursements annually, as of July first of each year.

SECTION 10. The Treasurer of Sumter County is directed to pay to the City of Sumter one-fourth of all amounts received from the tax on gasoline which is designated for general county purposes to be used for the maintenance of streets in the City of Sumter.

SECTION 11. The county auditor shall deliver the tax books to the county treasurer not later than September first of each year.

SECTION 12. Notwithstanding the provisions of Section 64-151, Code of Laws of South Carolina, 1952, in Sumter County, only national Thanksgiving Day, all general election days, the twenty-fifth and twenty-sixth days of December, the first day of January, the fourth day of July, and the first Monday in September shall be legal holidays.

SECTION 13. Additional levies for school purposes shall not be made in any district unless approved by the county board of education and a majority of the legislative delegation.

SECTION 14. All acts or parts of acts inconsistent herewith are repealed.

SECTION 15. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R570, H1921)

No. 1137

An Act To Authorize And Direct The Governing Body Of Union County To Declare A Certain Street To Be A One-Way Street.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Certain street in Union County to be one-way street.—The Governing Body of Union County is hereby authorized and directed to take such steps as are necessary to make the new unnamed street directly north of Buffalo Mill in Union County a one-way street with traffic moving from west to east.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R571, H1922)

No. 1138

An Act To Authorize The Town Of Carlisle In Union County To Convey Certain Property.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Town of Carlisle may convey property.—The Town of Carlisle in Union County is hereby authorized to convey to such persons and on such terms as deemed appropriate by the mayor and the town council of the town the following described property:

All that certain parcel of land situate in Fishdam Township, Town of Carlisle, County of Union, State of South Carolina, fronting on Fishdam Avenue for a distance of approximately forty feet more or less and running back therefrom on the

eastern side a distance of two hundred and ten feet more or less, thence running in a northwesterly direction for a distance of approximately one hundred and twenty-five feet more or less along the Southern Railroad right of way and thence north for a distance of one hundred and twenty-five feet more or less to said Fishdam Avenue. This parcel of land is bounded on the north by the said Fishdam Avenue, on the east by lot No. (B-L No. 2) as appears on a map of the Town of Carlisle, S. C. made in October 1950 by John W. McLure, Jr., S. C. Registered Land Surveyor, and recorded in the office of the Clerk of Court for Union County, said lot is bounded on the south and southwest by the Southern Railroad right of way and on the west by the Southern Railroad right of way and a small triangular lot numbered seventy-five as appears on the aforesaid map of the Town of Carlisle.

This parcel of land being a part of an old abandoned roadway or street that formerly crossed the railroad prior to the survey and paving of the present Fishdam Avenue, and including all of the abandoned land of said old roadway and all other land as described in the aforesaid metes and bounds extending to the railroad right of way.

SECTION 2. Execution of deed.—Said parcel of land shall be conveyed by a deed of conveyance executed by the mayor and members of the town council.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 5th day of February, 1960.

(R746, H2363)

No. 1139

An Act To Repeal Act No. 1117, Of 1956, Which Created The Union-Bonham Water District In Union County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Act 1117 of 1956 repealed.—Act No. 1117, of 1956, is repealed.

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R759, H2378)

No. 1140

An Act To Authorize And Empower The County Governing Board Of Union County To Issue Seventy-One Thousand Dollars Of General Obligation Bonds Of Union County, To Prescribe The Purposes For Which Such Bonds Shall Be Issued, The Conditions Under Which The Bonds May Be Issued, And To Make Provision For The Payment Of The Bonds.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Findings of General Assembly.—The General Assembly finds that Union County maintains a Chain Gang Camp to house incarcerated persons, and a County Home and Farm for indigent persons, both of which are located in close proximity to each other, near U. S. Highway No. 176, a few miles north of the City of Union. Both operations require a considerable quantity of water, which cannot be readily or economically obtained from wells. An effort has been made to persuade the City Council of the City of Union to extend, at the expense of the city, municipally owned and operated water system of the City of Union northward so that it could serve these county installations. City Council, while anxious to cooperate, finds that such an extension would not be economically feasible. Studies which have been made of the cost of such an extension indicate that to provide adequate service requires an expenditure of seventy-one thousand dollars. City Council is willing to permit its system to be so extended in order to serve the aforesaid county installations, but is insistent that title to all parts of its system and all extensions thereto, short of metering stations, vest in it.

City Council has agreed that if other water users shall obtain service from the water main, thus utilizing any excess capacity therein over and above that required for the county installations, it will make specific reimbursements to the county from tapping fees that will be required of such users. Due consideration has been given to the needs of the county institutions for water, and the willingness

of City Council to cooperate, and it has been determined to authorize the County of Union to raise seventy-one thousand dollars which shall be paid to the city (less the deductions hereafter specified) provided that the City Council shall, by resolution duly adopted, agree to the following conditions, viz.:

1. The city shall agree to construct and thereafter to operate and maintain a ten-inch water main from the northern extremity of its existing water system to the county chain gang camp and to the county home which water main shall become a part of the city's water-works system.

2. The city shall agree to furnish to county institutions so much water as shall be required therefor within the capacity of the water main (unless service is curtailed by water shortage, acts of God, or forces majeure). Such service shall be rendered on the same basis service is rendered to all other water users, and at rates not greater than those charged to customers connected to the city system using similar quantities. The City Council is now authorized by law to extend its water system in such fashion as to enable it to effect the service required by such county institution.

3. The city shall, for the period ending twenty years from the date of this act, reimburse the county from such tapping fees as shall be imposed upon all others who seek and obtain the excess capacity of the water line, located outside the city, in accordance with the following schedule:

- (a) from users who may be permitted to connect with a one-inch lateral, two hundred dollars;
- (b) from users who may be permitted to connect with a two-inch lateral, three hundred dollars; and
- (c) from users who may be permitted to connect with a six-inch lateral, five hundred dollars.

The city shall agree that no user shall be permitted to tap the water main unless the city shall collect a fee which shall enable the city to reimburse the county in accordance with the foregoing schedule; plus a charge similar to that which would be paid to the city by a water user tapping other portions of the city's water system. All reimbursements required of the city by this act shall be forwarded by the city treasurer to the county treasurer who shall apply the same to the payment of the principal and interest on the bonds authorized by this act.

SECTION 2. City Council of Union to adopt resolution.—In order to formally evidence its willingness to the undertaking contemplated by Section 1 of this act, the City Council of the City of Union shall adopt a resolution setting forth its willingness to comply with the terms and conditions set forth in Section 1 of this act, and shall file certified copies of such resolution with the county treasurer and the county supervisor.

SECTION 3. Union County may issue bonds.—Following the filing of certified copies of the resolution of City Council, the County Governing Board of Union County (hereafter called governing board) shall be authorized, empowered and directed to issue general obligation bonds of Union County in the aggregate principal amount of seventy-one thousand dollars.

SECTION 4. Single issue.—The bonds authorized by this act shall be issued as a single issue.

SECTION 5. Maturity.—All bonds pursuant to this act shall mature in such annual series or installments as the governing board shall provide for, except that the first maturing bonds shall mature not more than three years from the date as of which they shall be issued; not less than three per cent shall mature in any year; and no bond shall mature later than twenty years from the date as of which it shall be issued.

SECTION 6. Redemption.—Any bond issued pursuant to this act may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the governing board, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings authorizing the issuance of such bonds, provision shall be made specifying the manner of call and the notice thereof that must be given.

SECTION 7. Form.—The bonds issued pursuant to this act shall be in the form of negotiable coupon bonds, payable to bearer, but may be issued with the privilege to any holder of having them registered as to principal on the books of the Treasurer of Union County, upon such conditions as the governing board may prescribe. Except when so registered all bonds issued pursuant to this act shall have all attributes of negotiable instruments under the law merchant and the negotiable instruments law.

SECTION 8. Where payable.—The bonds issued pursuant to this act shall be made payable at such places, within or without the State, as the governing board shall provide.

SECTION 9. Interest.—Bonds issued pursuant to this act shall bear interest at rates determined by the governing board.

SECTION 10. Execution.—The bonds, and the coupons to be thereunto attached, shall be executed in such manner as the governing board shall by resolution prescribe.

SECTION 11. Sale.—Bonds issued pursuant to this act shall be sold at a price of not less than par and accrued interest to the date of their respective deliveries. They shall be sold after public advertisement of their sale in a newspaper of general circulation in South Carolina. Such published notice shall appear not less than ten days prior to the occasion set for opening bids.

SECTION 12. Payment.—For the payment of the principal and interest of all bonds issued pursuant to this act as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of Union County shall be irrevocably pledged, and there shall be levied annually by the Auditor of Union County, and collected by the Treasurer of Union County, in the same manner as county taxes are levied and collected, a tax without limit, on all taxable property in Union County, sufficient to pay the principal and interest of such bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 13. Exempt from taxes.—The principal and interest of bonds issued pursuant to this act shall have the tax exempt status prescribed by Act No. 730 of 1952.

SECTION 14. Proceeds.—The proceeds derived from the sale of any bonds issued pursuant to this act shall be paid to the Treasurer of Union County, and shall be deposited in a Bond Account Fund and shall be expended and made use of as follows:

(a) Any accrued interest shall be applied to the payment of the first installment of interest to become due on such bonds.

(b) Any premium shall be applied to the payment of the first installment of principal of such bonds.

(c) All costs and expenses incurred in connection with the issuance of the bonds when approved by the Supervisor of Union County

shall be paid by the Treasurer of Union County from the seventy-one thousand dollars and thereafter so much as shall remain shall be delivered by the county treasurer to the City Treasurer of Union and applied for the purpose of paying costs incurred in constructing the water main described in this act.

SECTION 15. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 16. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 11th day of April, 1960.

(R793, H2420)

No. 1141

An Act To Authorize The County Board Of Commissioners Of Union County To Borrow Not Exceeding Sixty Thousand Dollars From The Division Of Sinking Funds And Property To Be Used For Purchase Of Road Machinery And For Capital Improvements In The County As Designated By The Delegation And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Union County may borrow money.—The County Board of Commissioners of Union County is hereby authorized to borrow not exceeding sixty thousand dollars from the Division of Sinking Funds and Property. The money borrowed shall be deposited to the General Fund of Union County and shall be used for purchase of road machinery and making capital improvements in the county airport and county stadium as designated by the county delegation.

SECTION 2. Note—execution—interest.—The amount borrowed shall be evidenced by a note or notes to be executed by the members of the board, shall bear interest not exceeding four per cent per annum and shall be payable within five years unless sooner paid.

SECTION 3. Payment.—The full faith, credit and taxing power of Union County are hereby irrevocably pledged to the payment of the indebtedness and the interest thereon. To provide for the payment of the loan, together with interest thereon, the auditor of the county shall levy

and the treasurer shall collect an annual tax upon all of the taxable property in Union County sufficient to retire the loan with interest within a period of five years.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R834, S632)

No. 1142

An Act To Authorize The Chief And Assistant Chief Of The Buffalo Volunteer Fire Department To Inspect Premises For Fire Hazards Located Within A Radius Of One And One-Half Miles Of The Station House.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Buffalo Volunteer Fire Department may inspect certain premises.—The Chief and Assistant Chief of the Buffalo Volunteer Fire Department in Union County are authorized to inspect any premises for fire hazards located within a radius of one and one-half miles of the station house of the Buffalo Volunteer Fire Department.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of April, 1960.

(R882, S651)

No. 1143

An Act To Designate The Main Exhibit Building Of The Union County Agricultural Fair Association As The Hydrick L. Kirby

Building, And To Provide For A Suitable Plaque To Be Placed Thereon.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Main exhibit building of Union County Agricultural Fair Association designated as Hydrick L. Kirby building—plaque to be placed.—The main exhibit building of the Union County Agricultural Fair Association is hereby designated the Hydrick L. Kirby Building in recognition and appreciation of the great service rendered by Mr. Kirby to the Union County Agricultural Fair Association during his term of office as Director Treasurer-Manager of the Association. A plaque, suitably inscribed, shall be placed in a prominent location with fitting ceremonies by the Directors of the Association, the expenses of which shall be paid from the General Fund of Union County.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R950, H2497)

No. 1144

An Act To Authorize The County Board Of Education Of Union County To Borrow Not Exceeding One Hundred Seventy-Five Thousand Dollars From The Division Of Sinking Funds And Property To Be Used For The Construction Of A School Building In The Carlisle-Santuc Area, And To Provide For The Payment Thereof.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Union County Board of Education may borrow money.—The County Board of Education of Union County is hereby authorized to borrow not exceeding one hundred seventy-five thousand dollars from the Division of Sinking Funds and Property to be used to construct a school building in the Carlisle-Santuc area.

SECTION 2. Issue notes — interest — when payable. — The amounts borrowed shall be evidenced by a note or notes to be executed by the members of the board, shall bear interest not exceeding four per cent per annum and shall be payable within five years unless sooner paid.

SECTION 3. Payment—tax levy.—The full faith, credit and taxing power of Union County are hereby irrevocably pledged to the payment of the indebtedness and the interest thereon. To provide for the payment of the loan, together with interest thereon, the auditor of the county shall levy and the treasurer shall collect an annual tax upon all of the taxable property in Union County sufficient to retire the loan with interest within a period of five years.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1106, H2611)

No. 1145

An Act To Add To The State Highway Secondary System And To Authorize The Construction Of A Certain Secondary Highway In Union County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Union County road may be added to Highway System.—The State Highway Department is authorized to add to the State Highway Secondary System a road in Union County commencing just south of Highways 389 and 86 and extending in an easterly direction to a proposed public landing on the Broad River.

SECTION 2. Cost of.—The cost of construction of this road shall be charged to the secondary highway funds accruing to Union County.

SECTION 3. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R1150, H2546)

No. 1146

An Act To Appropriate Money For The Ordinary Operating Expenses Of Union County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Appropriate Money For Certain Other Purposes And To Provide A Tax Levy Therefor.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Subject to the terms and conditions of this act, the several sums of money hereinafter designated, if so much be necessary, are hereby appropriated to defray the ordinary operating expenses of Union County during the fiscal year beginning July 1, 1960, and ending June 30, 1961, and to provide for the other purposes hereinafter stated:

Item 1. Auditor's Office:

A. Salaries:

1. Auditor (County's part)	\$ 1,870.00
2. Clerk	2,725.00
3. Assistant Clerk	2,775.00

B. Travel in taking tax returns	200.00
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Total, Item 1	\$ 7,570.00
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Item 2. Circuit Courts:

A. Expenses of Regular Terms	\$ 5,000.00
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Provided, that the Grand Jurors and Petit Jurors shall be paid at the rate of ten dollars per day and shall receive mileage at the rate of ten cents per mile one way; the Court Crier and Bailiffs shall receive not exceeding eight dollars per day; the jury boy shall receive not exceeding five dollars per day. The Sheriff of Union County shall not employ more than five Bailiffs or other attendants, exclusive of the Court

Crier, at any terms of Court of General Sessions, and more than four Bailiffs or other court attendants, exclusive of the Court Crier, at any term of Court of Common Pleas for Union County. The Clerk of Court shall employ an attendant or janitor during the session of court and such attendant or janitor shall receive eight dollars per day for his services.

Total, Item 2		\$ 5,000.00
Item 3. Civil and Criminal Court of Union, and Juvenile and Domestic Relations Court:		
A. Salaries:		
1. Judge	\$	5,060.00
2. Solicitor		3,660.00
3. Court Reporter		2,725.00
B. Expenses, Regular Terms:		
Court Sessions		3,000.00
<i>Provided</i> , that the Grand Jurors and Petit Jurors shall be paid at the rate of ten dollars per day and shall receive mileage at the rate of ten cents per mile one way; the Court Crier and Bailiffs shall receive not exceeding eight dollars per day. The Sheriff of Union County shall not employ more than three Bailiffs or other attendants, exclusive of the Court Crier, at any term of the Court. The Clerk of Court shall employ an attendant or janitor during the session of the Court and such attendant or janitor shall receive eight dollars per day for his services. <i>Provided</i> , the Judge shall order the payment of the expenses of said Court. (Exempted from Section 8 and Section 16.)		
Total, Item 3		\$ 14,445.00
Item 4. Clerk of Court's Office:		
A. Salaries:		
1. Clerk of Court	\$	4,870.00
2. Deputy Clerk		2,725.00
3. Recording Clerk		2,725.00

4. Microfilming	275.00
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Total, Item 4	\$ 10,595.00
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Item 5. County Governing Board and Supervisor's Office:

A. Salaries:

1. Township Commissioners, 8 @ \$840.00 each .	\$ 6,720.00
<i>Provided</i> , that they shall meet regularly at Union County Courthouse on the first Monday and third Friday of each and every calendar month during the fiscal year.	
2. Supervisor	4,375.00
3. Clerk to Supervisor	2,725.00
4. County Bookkeeper	3,830.00
5. Chain Gang Captain	3,000.00
Expenses	600.00
6. Chain Gang Guards, 10 @ \$2,465.00 each ..	24,650.00
7. Mechanic	3,115.00
8. Janitor for Courthouse	2,660.00
9. County Doctor	812.50
10. County Attorney	1,035.00
11. Farmer at County Farm	2,140.00
12. Practical Nurses at County Home, 2 @ \$1, 260.00 each	2,520.00
13. Housekeeper at County Home	905.00

B. Materials, Supplies and Repairs:

1. Maintenance and repair of road machinery, trucks	15,000.00
a. For purchase of new road machinery, if so much be necessary	13,000.00
<i>Provided</i> , that the Supervisor shall cause to be kept an accurate record of the operating and repair costs with respect to each truck and/or machine.	
2. Bridges and Bridge Repairs	3,000.00
3. Top Soil and gravel for dirt road maintenance	2,000.00
4. Feeding, clothing and housing convicts	12,000.00
<i>Provided</i> , the Captain of the Chain Gang shall make a monthly report in writing to County	

- Supervisor of all food produced and the use made thereof at the County Chain Gang.
5. Gasoline, oil and grease 12,000.00
6. Public buildings—repairs, heat, lights, power, water and telephone 15,000.00
- Provided*, that telephones in county offices shall not be used for long distance calls except on county business; and *provided*, further, that \$1,000.00 of the above figure is set aside exclusively for maintenance or repairs on the Courthouse, and is to be paid out only on order and approval of the Union County Legislative Delegation.
7. Books, stationery and office supplies 5,000.00
- Provided*, the different county officers in the Union County Courthouse may purchase the books, stationery and office supplies for their respective offices. (Exempted from Section 8 and Section 16.)
8. Materials for maintenance of surface-treated roads 25,000.00
- Provided*, that any money in excess of \$2,500.00 shall be approved by unanimous order of the Union County Legislative Delegation.
- C. 1. Surface-treating county roads, including necessary road preparation 5,000.00
- Provided*, that the plans and methods and any contracts for surface-treating such roads shall first be approved by the Governing Board, and the Governing Board shall designate the roads to be surface-treated, with unanimous approval of the Union County Legislative Delegation.
- D. County Home 11,000.00
- Provided*, the Superintendent of the County Home shall make a monthly report in writing to the County Supervisor of all food produced and the use made thereof on the County Farm and at the County Home.
- E. Miscellaneous Items:
1. Premiums for insurance on public buildings. 3,000.00

2. Workmen's Compensation Insurance Premiums	2,000.00
3. County's required contribution under Retirement System and Social Security	9,000.00
4. Post Mortems and Lunacies	500.00
<i>Provided</i> , that doctors shall receive \$10.00 for each call to be paid under this item.	

Total, Item 5\$191,587.50

Item 6. Magistrates and Constables:

A. Salaries:

1. Magistrate at Buffalo	\$ 867.08
2. Magistrate at Carlisle	867.08
3. Magistrate at Cross Keys	867.08
4. Magistrate at Goshen Hill	867.08
5. Magistrate at Jonesville	867.08
6. Magistrate at Lockhart	867.08
7. Magistrate at Santuc	867.08
8. Magistrate at Union Courthouse	4,375.00
9. Constable at Buffalo	730.66
10. Constable at Carlisle	730.66
11. Constable at Cross Keys	730.66
12. Constable at Goshen Hill	730.66
13. Constable at Jonesville	730.66
14. Constable at Lockhart	730.66
15. Constable at Santuc	730.66

Total, Item 6\$ 15,559.18

Item 7. Probate Judge and Master's Office:

A. Salaries:

1. Probate Judge and Master	\$ 4,870.00
2. Clerk to Probate Judge and Master	2,725.00

Total, Item 7\$ 7,595.00

Item 8. Sheriff's Office:

A. Salaries:

1. Sheriff	\$ 4,653.33
2. Official expense allowance for Sheriff	600.00
3. Nine Deputy Sheriffs @ \$3,600.00 each	32,400.00

4. Clerk to Sheriff	2,725.00
5. Jailor	3,600.00
6. Salary, Maintenance of radio system	600.00
7. Radio Supplies, if so much be necessary	2,500.00
<i>Provided</i> , that no funds shall be paid from this account unless approved by the County Radio Technician.	

B. Supplies:

1. Dieting jail prisoners	4,000.00
<i>Provided</i> , the Sheriff shall receive \$1.20 per day per prisoner, for dieting, if so much be necessary.	
2. Jail expenses, miscellaneous	1,200.00
3. Gasoline, oil and repairs for patrol automobiles and radio system	3,500.00
<i>Provided</i> , the Sheriff and his deputies shall be furnished with such gasoline and oil out of the supply at the county chain gang, which gasoline and oil shall be used only in discharge of their official duties or official business. The Sheriff and each Deputy Sheriff, upon receipt of such gasoline and oil, shall sign a ticket therefor, which ticket shall set forth the name of the officer receiving same, the amount received and the date thereof. Such ticket shall be transmitted to the county bookkeeper monthly and a permanent record of the monthly totals received by each official shall be kept by the bookkeeper and charged to this item.	
4. Payment for two patrol cars to be purchased	3,000.00
<i>Provided</i> , purchases shall be approved by the Governing Board and Legislative Delegation.	

Total, Item 8 \$ 58,778.33

Item 9. Treasurer's Office:

A. Salaries:

1. Treasurer (County's part)	\$ 1,870.00
2. Clerk to Treasurer	2,725.00

B. Travel in collecting taxes	100.00
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Total, Item 9 \$ 4,695.00

Item 10. Miscellaneous Appropriations:

A. Coroner's Salary	\$ 1,901.66
B. Health Officer's Salary (County's part)	845.42
C. Board of Equalization	2,000.00
<i>Provided</i> , that each member of the Board of Assessors shall receive \$8.00 per day for services actually performed.	
D. Premiums on Officers' Bonds	1,000.00
E. Audit of Union County's books to be made under the direction of the Grand Jury of Union County	2,500.00
F. Contingent Fund for Union County Legislative Delegation to meet unforeseen requirements ..	12,000.00
G. Adult Education	1,500.00
H. School Lunch Programs	5,000.00
<i>Provided</i> , no money shall be expended from this appropriation except upon written and unanimous legislative delegation order and certification of entitlement by Union County Public Welfare Department and Union County Public Schools.	
I. To be expended as high school textbook rental for children whose parents or guardians are receiving public welfare funds for support, provided Union County Public Welfare Department and Union County Public Schools shall certify entitlement	500.00
J. Lockhart Athletic Field	5,000.00
<i>Provided</i> , same shall be expended for seats and improving High School athletic field. This fund is to be paid out on Delegation order.	

Total, Item 10\$ 32,247.08

Item 11. Pensions and Contributions:

A. Widows of Confederate Veterans	\$ 600.00
<i>Provided</i> , that each such widow enrolled in Union County shall receive \$25.00 per month.	
B. Hope Hospital	5,000.00
C. Wallace Thomson Hospital (Payable monthly) ..	25,000.00
D. Salvation Army	900.00
E. Boy Scouts	300.00

F. Girl Scouts	300.00
G. Boys' City, Laurens, S. C.	100.00
H. Union County Tuberculosis Clinic	900.00
I. American Legion:	
1. Buffalo Post	100.00
2. Jonesville Post	100.00
3. Lockhart Post	100.00
4. Union Post	100.00
J. Veterans of Foreign Wars	100.00
K. National Guards:	
1. Co. A 218th Infantry (Union)	750.00
2. Troop A, 53rd Cavalry Div. (Lockhart) ...	750.00
3. Hdq. Co., 1st Battalion (Union)	750.00
4. Heavy Motor Company, 218th Infantry (Jonesville)	750.00
Where companies are combined, the combined units shall share pro rata in the combined funds.	
L. Jonesville Chapter, Future Farmers of America	200.00
M. Union Community Hospital (Payable monthly)	1,500.00
<i>Provided</i> , however, that any hospital established through grant or by foundation shall file with the Clerk of Court of Union County and each member of the Union County Legislative Delegation a copy of their audit for the current fiscal year in order to receive funds appropriated in this act.	
N. Union County Soil Conservation Committee..	300.00
<i>Provided</i> , payment of this item shall be made on Delegation order.	
O. Salary, Service Men Emergency Leave Requests, Union County Chapter, American Red Cross	420.00
<i>Provided</i> , payment of this item shall be made on Delegation order.	
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Total, Item 11	\$ 39,020.00
Item 12. Supplements for State and Federal Agencies:	
A. County Service Officers:	
1. Service Officer's Salary	\$ 1,295.00
2. Salary of Assistant to Service Officer	970.00
3. Travel for Service Officer	380.00

B. Health Department:	
1. General Services	7,387.00
<i>Provided</i> , however, that at least two Public Health Nurses shall be employed at all times.	
2. For Rabies Control, to be used by the County Health Department as it deems most effective for controlling rabies in Union County	700.00
C. Vital Statistics Registrar	515.00
<i>Provided</i> , that each local registrar shall be paid out of this fund the sum of \$25.00 per year as travel expense in addition to his usual fees.	
D. Home Demonstration Agent's Office (White):	
1. Stenographer's salary	1,101.66
2. Demonstration supplies, stamps and telephone, etc.	150.00
3. Agent's Salary	255.00
E. Home Demonstration Agent's Office (Negro):	
1. Agent's salary and travel	780.00
2. Rent (Home Demonstration Agent and Agricultural Agent—joint)	288.00
3. 4-H Club Work for Colored Girls	100.00
4. Fuel	40.00
5. Stenographer's salary	385.00
6. Demonstration Material	50.00
F. Agricultural Agent's Office (White):	
1. Agent's Salary	710.00
2. Stenographer's Salary	450.00
3. Rent—to be paid monthly	228.00
4. 4-H Club Work (White)	150.00
5. Stamps, Incidentals	25.00
G. Agricultural Agent's Office: (Negro):	
1. Telephone—joint with Home Demonstration Agent (Negro)	99.00
2. 4-H Club Work (Negro)	100.00
3. Stenographer's Salary	1,035.00
4. Equipment and demonstration supplies	50.00
H. Circulating Library:	
1. Salary—Head Librarian	1,945.00
2. Salary—Librarian Assistant	1,750.00

3. Rent, to be paid monthly	72.00
4. Purchase of Books	500.00
I. Agricultural Conservation Association:	
1. Rent, to be paid monthly	480.00
J. Farm Home Administration:	
1. Rent, to be paid monthly	240.00
K. Soil Conservation Service:	
1. Rent, to be paid monthly	240.00
L. County Department of Public Welfare:	
1. Salaries:	
(a) Director	710.00
(b) Visitors, 4 @ \$645.00 each	2,580.00
(c) Stenographers, 2 @ \$645.00 each	1,290.00
(d) Board Members, 3 @ \$710.00 each	2,130.00
2. Rent and Miscellaneous Office Expenses ...	1,000.00
<i>Provided</i> , that one-fourth of this item shall be remitted by the County Treasurer quarterly to the State Department of Public Welfare for matching federal funds for these purposes, and that all items paid out of such funds by the State Department shall be first approved by the Director of the Union County Department of Public Welfare.	
3. Foster Home Fund	500.00
4. Emergency Relief, to be disbursed by orders of a majority of the Union County Board of Public Welfare after proper investigation	1,500.00
M. County Forest Rangers:	
1. Ranger	775.00
2. Two Wardens @ \$710.00 each	1,420.00
3. Towerman at Kelly Tower	385.00
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Total, Item 12	\$ 34,760.66
Item 13. County Game Warden:	
A. Salary	\$ 2,460.00
B. Expenses	600.00
<i>Provided</i> , the County Game Warden shall keep the County Legislative Delegation informed of	

the status of fish and game resources in Union County.

Total, Item 13	\$ 3,060.00
Item 14. To effectuate the registration of voters for the fiscal year 1960-61 and to be spent in the same manner as ordinary county funds	\$ 2,000.00
Total, Item 14	\$ 2,000.00
Item 15. For negro Recreation Park facilities, in conjunction with City of Union, S. C., on project on property of Union School District adjoining New Sims High School (negro), with permission of Union County Board of Education, and to be disbursed only upon unanimous authorization of Union County Legislative Delegation..	\$ 5,000.00
Total, Item 15	\$ 5,000.00
GRAND TOTAL	\$431,912.75

SECTION 2. The payment of the respective appropriations contained in each item of Section 1 hereof, except when otherwise expressly provided, shall not exceed one-fourth (1/4) or twenty-five per cent (25%) of the total annual appropriation of such item during any consecutive three months' quarter of the current fiscal year, 1960-1961, commencing July 1, 1960, and on the first day of each successive month thereafter, the last day of each third month being reckoned as the end of such quarter. The foregoing requirement of this section shall not be waived except by written unanimous consent of all members of the Union County Legislative Delegation, and any county official who overspends and disburses any money or monies in excess of one-fourth (1/4) or twenty-five per cent (25%) of the total annual appropriation of any item during any three (3) consecutive months' quarter of the current fiscal year, 1960-1961, as aforesaid, except when such requirement has been waived by written unanimous consent of all members of the Union County Legislative Delegation, shall thereby and thereupon forfeit the office and shall immediately vacate the office or be subject to immediate removal from office. The Union County Legislative Delegation may

transfer funds from any item or items to any other item or items in the county appropriation act of the fiscal year, 1960-1961, by unanimous delegation order in writing.

SECTION 3. For the fiscal year beginning with July 1, 1960, and ending with June 30, 1961, the Auditor of Union County is hereby authorized and directed to levy, and the Treasurer of Union County to collect, as and when other county property taxes are levied and collected, upon all taxable property in Union County, a tax of such millage as will, when added to all other income or revenue received by the county for general purposes during such fiscal year, produce sufficient funds to meet the sums of money appropriated herein or prior hereto; *provided*, that the millage so levied shall be approved in writing by the entire Union County Legislative Delegation.

SECTION 4. The salary of no employee of Union County shall be increased or supplemented from any county funds above the amount appropriated for such employee in Section 1 hereof, except with the unanimous consent of the Union County Legislative Delegation.

SECTION 5. The County of Union shall assume the balance of the outstanding road bonds issued by the Bogansville Township.

SECTION 6. The Grand Jury of Union County shall appoint the auditor to audit the books of Union County, Wallace Thomson Hospital and Union County Schools. *Provided*, however, that the persons or firm so appointed shall be certified public accountants; and *provided*, further, that the schools and the hospital shall bear the cost of their respective audits. Such auditor shall be paid after the completion of the work and the delivery of the audits. The original of the audits shall be filed with the clerk of court, who shall keep the same on file as public audits, and a copy thereof shall be furnished to each member of the legislative delegation.

SECTION 7. In all matters to be determined under this act by the Union County Delegation, no action shall be valid or binding unless concurred in by all members of the delegation.

SECTION 8. The supervisor and governing board of Union County shall be the sole purchasing agent for all supplies, equipment, machines, etc., used by any officer, agent or department of Union County, and all purchases in excess of one hundred dollars shall be made on a competitive bid basis after advertisement in the Union

Daily Times for a period of ten days prior to such purchases; *provided*, that such advertisement shall be published twice during such ten-day period. No vouchers or warrants for purchases made in violation of this section (except emergency purchases provided for in Section 14 hereof) shall be approved for payment by the supervisor and governing board or paid by the county treasurer. *Provided*, this section shall not apply to those items specifically exempted in Section 1 of this act.

SECTION 9. The Sheriff of Union County shall be the custodian of the courthouse and courthouse grounds and shall have supervision over the courthouse janitor.

SECTION 10. All fees and costs collected by any official of Union County shall be turned over to the Treasurer of Union County at least once each month. *Provided*, however, the magistrates shall be allowed to retain their respective costs and fees in all civil matters as a part of their compensation; and the sheriff, as constable for the magistrate at Union County Courthouse, shall likewise be allowed to retain his costs and fees as a part of his compensation.

SECTION 11. The Supervisor of Union County shall appoint a superintendent of the County Home and a Captain of the Union County Chain Gang. The Governing Body of Union County shall elect a County Physician, a County Mechanic, and eight (8) Chain Gang guards. The Commissioner from each of the respective Townships shall recommend with the approval of the Captain of the Chain Gang the election of one (1) of said Chain Gang guards, and in the event any Commissioner or Commissioners shall fail or refuse to recommend the election of a Chain Gang guard or Chain Gang guards, as hereinbefore provided, within a period of four (4) weeks of a vacancy in such position or positions, then the Governing Body of Union County shall elect a Chain Gang guard or Chain Gang guards to fill such vacant position or positions. The Senator and the two members of the House of Representatives, as the Legislative Delegation of Union County, are authorized and empowered to declare a state of emergency concerning any work or affairs or employees of Union County by signing and filing an order with the county supervisor ordering work to be performed on county property, roads and facilities, and requiring work to be done to promote the industrial development of the county and the general welfare. The Union County Legislative Delegation may name a superintendent

of surface-treated roads. The superintendent of surface-treated roads shall name two (2) convict camp guards from the county at large. One of the convict camp guards so appointed shall serve as day-yardman at the Chain Gang Camp and the other convict camp guard shall assist with the surface-treating program under the superintendent of surface treated roads. The Union County Legislative Delegation shall by unanimous delegation order appoint a County Attorney.

SECTION 12. The superintendent of surface-treated roads shall requisition the supervisor, county bookkeeper, the governing body of Union County, and the captain of the chain gang for the equipment and materials and personnel necessary and required by the superintendent of surface-treated roads to construct, maintain, and repair the surface-treated roads of Union County, including bridges thereon, and driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, and in the event of any dispute or conflict involving surface-treated roads, bridges thereon, and driveways and church yards and cemeteries, and all other surface-treated work and projects of Union County, or the equipment, materials or personnel used in the construction or maintenance or repair of same, arising between any of the officials or agencies of Union County, such dispute or conflict shall be unanimously resolved in writing by all members of the Union County Legislative Delegation, and such unanimous determination and decision by all members of the Union County Legislative Delegation, rendered in writing, shall be final and binding upon all officials and agencies of Union County concerned by the dispute or conflict involving surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County or the equipment, materials or personnel used in the construction or maintenance or repair of the same, or to be used for such purpose or purposes. Otherwise, the captain of the chain gang shall make all job and work assignments at the Union County chain gang, including both employees and prisoners, and, except as otherwise herein provided, shall be in direct and immediate control at all times. All instructions from the Union County Supervisor and the Governing Body of Union County concerning surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, or the equipment, materials or personnel used or to be used in the construction or maintenance or repair of same shall be transmitted directly to the

superintendent of surface-treated roads and all other instructions from the Union County Supervisor or the Governing Body of Union County concerning matters other than matters and affairs related to surface-treated roads as aforesaid shall be transmitted directly to the captain of the Union County Chain Gang.

SECTION 13. The Supervisor of Union County shall have general supervision of, and be responsible for, all roads and bridges, the county chain gang and the County Home, subject, however, to the emergency powers conferred on the Legislative Delegation in Section 11 of this act. *Provided*, however, the superintendent of surface-treated roads shall be in immediate charge and control of all equipment, materials and personnel, used or to be used in the construction or maintenance or repair of surface-treated roads, bridges thereon, driveways, church yards and cemeteries, and all other surface-treated work and projects of Union County, and the captain of the chain gang shall be in immediate charge and control of all other persons employed at the Union County Chain Gang, and such persons, with the exception of the superintendent of surface-treated roads, shall be subordinated to the chain gang captain, regardless of their titles or duties, and for sufficient cause the captain of the chain gang is hereby empowered to dismiss permanently or suspend any such employee or employees, except the superintendent of surface-treated roads for a period of not more than thirty days for any one cause and on any one occasion. Such suspended or dismissed employee shall have the right to appeal to the County Governing Board and the County Supervisor, who shall jointly hold such hearings as may be deemed necessary to determine the facts and pass on the merits of such dismissal or suspension, and in their discretion may either sustain or reverse such dismissal or suspension; however, to override the action taken by the captain of the chain gang, it shall be necessary for no less than five board members and the County Supervisor to so vote. The superintendent of surface-treated roads shall be subject to suspension or dismissal by unanimous action in writing to be signed by all members of the Union County Legislative Delegation.

SECTION 14. The County Governing Board, by a majority vote of those present at a regular or special meeting thereof, shall have authority and is hereby required to order and direct the supervisor to provide for and cause to be done all proper and necessary repairs and maintenance work on roads and bridges, and may desig-

nate the roads or bridges to be repaired or maintained. It shall be the duty of the supervisor to carry out such orders and directions of the board as fully and completely as may be possible, and in the absence of any orders or directions from the governing board, whether this be caused by completion of all work ordered by the board, or by failure of the board to direct a schedule of such work, or for any other cause, then it shall be the duty of the supervisor to direct and cause to be performed the proper and necessary repairs and maintenance work on roads and bridges. In cases of emergency, arising from any cause, where a county road or bridge has become or is about to become hazardous, dangerous or impassable to traffic, the supervisor shall take immediate action on his own initiative, even if it be necessary temporarily to stop work that has been ordered or directed by the governing board, to meet and overcome such emergency, and he shall cause such work to be done so as to afford traffic reasonable and safe passage over such road or bridge. In order to carry out the orders and directions of the governing board, or to meet emergencies which may arise, the supervisor shall convey instructions and orders for such repair and maintenance work to the captain of the chain gang and should the captain fail or refuse to carry out orders and directions submitted to him by the supervisor, then and in such event, the supervisor may suspend the captain of the chain gang until the next regular meeting of the County Governing Board and, after a proper hearing, the board may reinstate the captain immediately, or may suspend him for a definite or indefinite period, or may remove him permanently and elect another in his place and stead. *Provided*, further, that any county officer or employee who shall be suspended, removed or discharged as herein provided shall not be paid for any period during such time of suspension, and in case of removal or discharge, shall not receive pay from and after the date thereof.

The powers and authority enumerated and set forth in this section shall not nullify or diminish or be in derogation of the powers and authority heretofore enumerated and set forth in the preceding sections of this appropriations act concerning the superintendent of surface-treated roads.

SECTION 15. The county supervisor and the Union County Governing Board may authorize the clerk or bookkeeper to make purchases not exceeding one hundred dollars in cases of emergency. The clerk or bookkeeper shall give bond in the sum of one thousand dol-

lars, conditioned for the faithful performance of his duties, the premium for such bond to be paid as the premiums for the bonds of other county officers are now paid.

SECTION 16. All purchases for all supplies, equipment, machines, etc., and goods or services for Union County shall be made upon a written order specifically designating whatever is to be purchased or paid for, signed by the county official or employee requesting same, and approved by the signature of the county supervisor or county bookkeeper endorsed on such order. No vouchers or warrants for purchases or payments made in violation of this section shall be approved for payment by the county supervisor or governing board or paid by the county treasurer. The county supervisor or the county bookkeeper shall have the power of inspection of all purchases and services rendered for Union County at all times. Any county official or employee who makes any purchase or contract for services other than as herein provided shall be subject to immediate removal from office. *Provided*, this section shall not apply to those items specifically exempted in Section 1 of this act.

SECTION 17. It shall be unlawful to sell or offer for sale any wine or beer in Union County between the hours of 12 o'clock Saturday night and sunrise Monday morning. Any person, firm or corporation violating this section shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not exceeding thirty days. The right of any person to sell wine and beer in Union County at any time, under a license issued by the State, shall be forfeited and the license revoked, upon conviction of violating the provisions of this section.

SECTION 18. Any circus, carnival, or other such admission-charging show or amusement that usually exhibits under a tent or outdoors may exhibit in Union County without payment of any license fee or charge. *Provided*, that such exhibition is made under the auspices or sponsorship of a local eleemosynary association or organization and pursuant to a contract requiring such association or organization to pay the license for such exhibition; and *provided*, further, that such exhibition is first approved by and the time and place set by the Executive Secretary and Treasurer of Union County Fair Association.

SECTION 19. No license shall be issued for the practice of fortune-telling or palm reading in Union County.

SECTION 20. The members of the press shall be allowed to attend any meetings where the expenditure of county money, including money allocated to the county from State funds, or from any other sources, is under consideration.

SECTION 21. The salaries and/or supplements to salaries specified in this appropriation act shall be paid every two weeks.

SECTION 22. All appropriations herein made are subject to the right and authority of the Union County Delegation to change, alter, increase, deduct therefrom, or transfer funds from one item and/or account to another, at any time, without notice, when in its judgment and discretion such change, alteration, transfer, increase or deduction is necessary to conform with revenue expected during the life of this act for the best interest of the county.

SECTION 23. This act is continuous and of continuous force and continuing into the future until changed by a repealing act of the General Assembly of the State of South Carolina.

SECTION 24. If any section, subsection, paragraph, sentence, phrase, clause, word or provision of this act shall be held unconstitutional or invalid for any reason, the same shall not affect, impair or invalidate any of the remaining sections, subsections, paragraphs, sentences, phrases, clauses, words or provisions of this act.

SECTION 25. The supplemental appropriations for the fiscal year 1959-1960 made from the General Fund of Union County by Delegation Order are hereby validated.

SECTION 26. All acts or parts of acts inconsistent herewith are repealed.

SECTION 27. This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

An Act To Provide A Supplemental Appropriation For The Fiscal Year 1959-1960 For The Office Of County Supervisor Of Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There is hereby appropriated from the General Fund of Williamsburg County the sum of twenty thousand dollars for the County Supervisor to be used for general purposes of his office for the fiscal year 1959-1960.

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 6th day of April, 1960.

(R1022, H2542)

No. 1148

An Act To Provide For The Levy Of Taxes For Williamsburg County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, And To Provide And Direct The Expenditure Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. There is hereby levied upon all of the taxable property of Williamsburg County a sufficient number of mills to be determined by the auditor from assessment of the property therein which, together with fines, forfeitures, gasoline tax, road tax, collected by various officers, and all income of the county, shall raise the amount herein appropriated. For county and school purposes for Williamsburg County for the fiscal year 1960-1961, there is appropriated the following:

Item 1. Supervisor	\$ 5,250.00
Supervisor's travel	1,450.00
Clerk to Supervisor	3,300.00
County Commissioners (5)—\$1,050.00 each ...	5,250.00
Commissioners' travel—\$150.00 each	750.00
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Total, Item 1	\$ 16,000.00
Item 2. Roads and Bridges	\$ 99,000.00
Repairs to machinery	20,000.00
Four trucks and four dump bodies	10,000.00

Concrete pipe	12,500.00
Lumber	5,000.00
Creosote	1,000.00
Food and clothing for chain gang	18,750.00
Gas and Oil	18,750.00

Subtotal	\$185,000.00
Supplemental Appropriation—1959-1960	\$ 20,000.00

Total, Item 2\$205,000.00

Provided, the County Supervisor and County Commissioners are hereby authorized and directed to spend not exceeding the sum of \$72,500.00 during the first quarter of the fiscal year 1960-1961, and the sum of \$37,500.00 during each of the remaining three-quarters of the year 1960-1961, making the total sum of \$185,000.00.

Item 3. Clerk of Court	\$ 5,500.00
Two Deputy Clerks of Court	6,600.00
Janitor for courthouse	1,600.00

Total, Item 3\$ 13,700.00

Item 4. Sheriff	\$ 5,250.00
Sheriff's travel	1,450.00
Law Enforcement	500.00
Four Deputy Sheriffs—\$3,300.00 each	13,200.00
Deputies' travel—\$1,450.00 each	5,800.00
One Deputy Sheriff and Clerk	3,000.00
Jail Expenses (dieting prisoners at \$1.00 per day each, to be paid on monthly itemized statements as to number of prisoners)	6,000.00
Liability Insurance, Sheriff's Department	450.00

Total, Item 4\$ 35,650.00

Item 5. Auditor	\$ 2,350.00
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Provided, that the total salary paid the county auditor shall be \$5,500.00 and the county's portion shall be increased or decreased, as the State's

portion is increased or decreased, so as to provide a total of \$5,500.00.

	Clerk to Auditor	3,300.00
	Total, Item 5	\$ 5,650.00
Item 6.	Treasurer	\$ 2,350.00
	<i>Provided</i> , that the total salary paid the county treasurer shall be \$5,500.00 and the county's portion shall be increased or decreased, as the State's portion is increased or decreased, so as to provide a total of \$5,500.00.	
	Clerk to Treasurer	3,300.00
	Extra help for mailing tax notices	500.00
	Total, Item 6	\$ 6,150.00
Item 7.	Probate Judge	\$ 3,960.00
	Part time clerk	1,200.00
	Total, Item 7	\$ 5,160.00
Item 8.	Clerk to Tax Collector	\$ 3,300.00
	Total, Item 8	\$ 3,300.00
Item 9.	Magistrate at Kingstree	\$ 2,160.00
	Magistrate at Hemingway	1,200.00
	Magistrate at Greeleyville	900.00
	Magistrate at Cades	600.00
	Magistrate at Central	600.00
	Magistrate at Morrisville	600.00
	Magistrate at Lane	600.00
	Magistrate at Earls	600.00
	Magistrate at Hebron	600.00
	Magistrate at Pergamos	600.00
	Magistrate at Nesmith	750.00
	Magistrate's Constable at Kingstree	2,100.00
	Magistrate's Constable at Hemingway	1,000.00
	Magistrate's Constable at Greeleyville	700.00
	Magistrate's Constable at Nesmith	400.00

Magistrate's Constable at Cades, Morrisville, Lane, Earls, Hebron, Pergamos and Central . . .		2,100.00
Total, Item 9		\$ 15,510.00
To be paid at the rate of \$25.00 each per month on warrants drawn payable to constables.		
Item 10. County Attorney	\$	600.00
Total, Item 10	\$	600.00
Item 11. Coroner	\$	950.00
Coroner's travel		250.00
Coroner's Clerk		500.00
Total, Item 11	\$	1,700.00
Item 12. Miscellaneous Contingent Fund	\$	10,000.00
Total, Item 12	\$	10,000.00
<i>Provided</i> , the above amount shall be expended upon approval of a majority of the legislative delegation.		
Item 13. Police Insurance	\$	4,000.00
Insurance—County Employees		2,800.00
Total, Item 13	\$	6,800.00
Item 14. Bonds of County Officers	\$	800.00
Total, Item 14	\$	800.00
Item 15. Jurors and Witnesses	\$	5,000.00
Total, Item 15	\$	5,000.00
Item 16. Public Buildings, Water, Light, Fuel, etc.	\$	18,000.00
Total, Item 16	\$	18,000.00
Item 17. Printing, Postage, Stationery	\$	5,000.00
Total, Item 17	\$	5,000.00

Item 18.	Vital Statistics	\$ 900.00
	Post Mortems, Inquests, Lunacies	1,000.00
	Total, Item 18	\$ 1,900.00
Item 19.	Janitor service, Public Welfare	\$ 400.00
	Miscellaneous—Administrative	100.00
	Miscellaneous contingent expense—Public Wel- fare	980.00
	Emergency Fund	300.00
	Total, Item 19	\$ 1,780.00
Item 20.	Poor House and Poor	\$ 500.00
	Total, Item 20	\$ 500.00
Item 21.	Board of Equalization	\$ 1,500.00
	Total, Item 21	\$ 1,500.00
Item 22.	County Health Unit	\$ 8,650.00
	Hospitalization	7,500.00
	<i>Provided</i> , that the sum appropriated for the hos- pitalization of indigent persons shall be expended only upon approved certificates by the Board of Public Welfare of Williamsburg County, and shall be expended on per diem basis to be fixed by the board; such basis shall include the cost of room, board, medicine and anesthetics, etc., and there shall not be expended on any one case a greater sum than one hundred dollars. <i>Provided</i> , further, that the board may in extreme cases approve further expenditures but the county shall not be liable for additional sums unless authorization by the board is first secured. The appropriation made shall be for the fiscal year 1960-1961.	
	Total, Item 22	\$ 16,150.00

Item 23.	County Agent	\$ 600.00
	Assistant County Agent	400.00
	Stenographic service for County Agent and Telephone	450.00
	Boys' 4-H Club	100.00
	Total, Item 23	\$ 1,550.00
Item 24.	County Home Demonstration Agent	\$ 175.00
	Stenographic service for County Home Demonstration Agent	400.00
	Office Supplies, Equipment and Telephone for Home Demonstration Agent	150.00
	Girls' and Women's 4-H Club Work	150.00
	Junior Homemakers Association	100.00
	Total, Item 24	\$ 975.00
Item 25.	Negro Home Demonstration Agent, Salary and Travel	\$ 900.00
	Negro Boys' and Girls' 4-H Club work	100.00
	Office Rent	360.00
	Negro Agr. Agent	350.00
	Office Supplies for Negro Agr. Agent	150.00
	Negro Girls' 4-H Club	100.00
	Total, Item 25	\$ 1,960.00
Item 26.	Kingstree National Guard	\$ 750.00
	Hemingway National Guard	750.00
	Medical Expense	2,500.00
	Retirement—County's Portion	5,300.00
	Social Security—County's Portion	5,000.00
	Carnegie Library	300.00
	Total, Item 26	\$ 14,600.00
	GRAND TOTAL	\$394,935.00
	LESS ESTIMATED REVENUE AS FOLLOWS:	
	Commutation Road Tax	\$ 11,000.00
	Gasoline Tax	95,000.00

Fees Collected	17,000.00
Income Tax	35,000.00
Revenue Tax	55,000.00
Liquor Tax	35,000.00
Other Sources	12,000.00
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Total, Estimated Revenue	\$260,000.00
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Amount to be raised by taxation	\$134,935.00

SECTION 2. The county supervisor may, whenever he and the county board of commissioners deem it wise, hire a civil engineer from time to time when the services of one are needed, the civil engineer to be paid out of Miscellaneous Contingent Fund.

SECTION 3. The supervisor and county commissioners are hereby prohibited from issuing any pay checks to any of the magistrates of Williamsburg County until such magistrates have filed with him statements of the names of persons for whom warrants have been issued during the previous quarter and the disposition of each case, and a receipt from the county treasurer for fines and costs collected by the magistrates during the previous quarter.

SECTION 4. The county attorney shall give legal advice to all county officers, including the Grand Jury, on any subject affecting the county and, should he fail to give such advice, the amount appropriated for his services shall not be paid to him by the county treasurer.

SECTION 5. All revenues accruing to the county not otherwise appropriated shall be deposited or invested by the treasurer as a sinking fund for the payment of principal and interest of the county bonded indebtedness and such investments or deposits shall be guaranteed by bond of indemnity or other adequate security to be passed on by the board of county commissioners.

SECTION 6. The appropriations made in this act shall be for the specific purposes designated herein, and for no other except upon the written consent of a majority of the members of the Williamsburg County Delegation in the General Assembly. No overdrafts shall be made or created in any of the items set forth in this act, and in the event any such overdrafts are created the County of Williamsburg shall not be responsible for such overdrafts and the same shall be void in so far as the county is concerned.

SECTION 7. The salaries paid to the county officers as hereinabove fixed shall be in lieu of all fees, commissions, etc.

SECTION 8. All county officers, before making purchases of books or stationery and all other supplies, shall so notify the county board of commissioners in writing and receive the commissioners' approval. Copies of such requests and their approval shall be kept on file in the respective offices. All supplies of every kind, nature and description whatsoever shall be made only upon competitive bids except purchases at one time which shall cost not more than five dollars. *Provided*, that the county board of commissioners shall not approve payment of any voucher for the purchase of any article of any kind by any agency or department unless such purchase has first been authorized by authority of the county board of commissioners.

SECTION 9. The road machinery, plows, equipment, etc., to be purchased by the County of Williamsburg, from funds herein appropriated, shall be bought upon competitive sealed bids after two weeks' advertisement for such bids in some newspaper best circulated to give notice to the trade, which also shall designate the time and place at which the bids will be opened, and the bids shall be publicly opened at the time and place designated in such advertisement.

SECTION 10. All acts or parts of acts inconsistent herewith are repealed.

SECTION 11. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1063, H2587)

No. 1149

A Joint Resolution Proposing An Amendment To Article X, Section 5 Of The Constitution Of South Carolina, 1895, So As To Increase The Limitation Upon The Bonded Indebtedness Of The School District Of Williamsburg County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Amendment to Article X, Section 5, State Constitution, proposed—bonded indebtedness of School District of Wil-

Williamsburg County.—There is proposed the following amendment to Article X, Section 5 of the Constitution of South Carolina, 1895: add at the end of the section the following: “*Provided*, that the limitations imposed by this section are removed for the School District of Williamsburg County and such district may impose a bonded indebtedness not exceeding fifteen per cent of the assessed value of the taxable property in the district.”

SECTION 2. Submission to electors.—The proposed amendment shall be submitted to the qualified electors at the next general election for representatives. Ballots shall be provided at the various voting precincts with the following words printed or written thereon: “Shall Article X, Section 5 of the Constitution of South Carolina, 1895 be amended so as to authorize the School District of Williamsburg County to incur bonded indebtedness to an amount not exceeding fifteen per cent of the assessed value of the taxable property in the county?

In favor of the amendment ☐

Opposed to the amendment ☐

Those voting in favor of the amendment shall deposit a ballot with a check or cross mark in the square after the words ‘In favor of the amendment’, and those voting against the amendment shall deposit a ballot with a check or cross mark in the square after the words ‘Opposed to the amendment’.”

(R1080, S736)

No. 1150

An Act To Validate All Disbursements, Expenditures And Actions Authorized By The Williamsburg County Legislative Delegation During The Fiscal Year 1959-1960.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Williamsburg County—acts of Legislative Delegation validated.—The disbursements, expenditures and actions authorized by the Williamsburg County Legislative Delegation during the fiscal year 1959-1960, in connection with the operation of the county departments and agencies thereof, are hereby validated and declared to be legal and binding acts of the officials of the county who acted in pursuance thereof.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

(R703, H2341)

No. 1151

An Act Making Supplemental Appropriations For York County For The Fiscal Year 1959-60.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following supplemental appropriations are hereby made from the General Fund of York County for the purposes shown for the fiscal year 1959-60:

Maintenance County Roads	\$ 20,000.00
Courthouse, Agriculture Building and Office Building	10,000.00
Total	\$ 30,000.00

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 31st day of March, 1960.

(R792, H2419)

No. 1152

An Act To Create A Mineral Resources Commission For York County, To Provide For A Survey Of Mineral Resources In The County, And To appropriate Funds For The Survey.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. York County—Mineral Resources Survey Commission created—members—officers—terms.—There is hereby created

a Mineral Resources Survey Commission for York County to be composed of the following three members to be appointed by the York County Legislative Delegation: Robert Ward of Rock Hill, H. M. Armstrong of Rt. 1, Hickory Grove, and Floyd D. Johnson of York. The commission shall select from its membership a chairman, secretary and treasurer. The terms of the members of the commission shall be for eighteen months beginning with the effective date of this act.

SECTION 2. Personnel—report—compensation.—The commission shall employ such persons as needed, within the limits of the appropriation hereinafter made, to make a general survey of mineral resources in York County, and shall compile its findings in a typewritten report, copies of which shall be submitted to the York County Legislative Delegation and the State Development Board. The Report shall be made available by the York County Legislative Delegation for copying. The members of the commission shall receive per diem and mileage.

SECTION 3. Appropriation.—There is hereby appropriated from the general funds of the county the sum of two thousand five hundred dollars to be expended by the commission for the purposes above set forth.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 13th day of April, 1960.

(R828, H2451)

No. 1153

An Act To Amend Section 1 Of Act No. 544 Of The Acts Of 1959, Authorizing The Continuation Of The Special One-Mill Levy In York County, So As To Provide That The Levy Shall Be Used To Pay Certain Obligations Of The Board Of Directors Of The County And The Delegation, Made On August 10, 1955, To Certain School Districts In The County.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 1 of Act 544 of 1959 amended—York County to continue special levy—purpose.—Section 1 of Act No. 544 of the Acts of 1959 is amended by striking out the entire section and inserting in lieu thereof the following:

"Section 1. The loan of the York County Sinking Fund Commission to the Board of Directors of York County having been paid in full, the Auditor and Treasurer of York County are hereby authorized to continue the special levy heretofore used to retire this indebtedness, and to apply the proceeds to pay certain obligations and commitments made on August 10, 1955, by the Delegation and the Board of Directors of York County to certain school districts in the county."

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 21st day of April, 1960.

(R951, H2512)

No. 1154

An Act To Validate An Election Held In Clover School District No. 2 Of York County, On April 12, 1960, Upon The Question Of The Issuance Of Eighty Thousand Dollars Of General Obligation Bonds Of The School District.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Election on bond issue by Clover School District 2, York County validated—trustees may issue bonds.—The election held in Clover School District No. 2 of York County, on April 12, 1960, at which was submitted to the qualified electors of the school district the question of whether the board of trustees of the school district should be empowered to issue not exceeding eighty thousand dollars of general obligation bonds of the school district, and which election resulted favorably to the issuance of the bonds, is hereby validated and confirmed in all respects. It is further declared that the condition precedent imposed by the School Bond Act, Sections 21-971 through 21-990, Code of Laws of South Carolina, 1952, as amended, has been fully met and

that the Board of Trustees of Clover School District No. 2 of York County may forthwith proceed with the issuance of not exceeding eighty thousand dollars of general obligation bonds of the school district, or such lesser amount as may be permitted under applicable constitutional limitations pursuant to the School Bond Act.

SECTION 2. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R969, S693)

No. 1155

An Act To Create A Board Of Trustees Of The York County Hospital; To Provide For The Appointment, Qualifications, Compensations And Length Of Terms Of Such Trustees; And To Repeal Sections 6, 6-a And 6-b Of Act No. 919 Of The Acts Of 1938, As Amended, Relating To The Board Of Trustees Of The York County Hospital.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. Board of Trustees of York County Hospital created — powers — duties — officers — audit — compensation.—There is hereby created a Board of Trustees of the York County Hospital to be composed of twelve members. The board shall have, in addition to those specified in this act, such duties and powers as were conferred on the previous board of trustees by Sections 5, 8, 9, and 12 of Act No. 919 of the Acts of 1938, as amended. At its first meeting the board shall elect from its membership a chairman, a vice-chairman, a secretary and a treasurer to serve for such term as designated by the board. It shall be the duty of the board to file or have filed an annual audit of the financial operations of the hospital with the clerk of court of common pleas and general sessions of the county. Such audit, when so filed, shall be open to public inspection as are other public records. The trustees shall serve without compensation other than an expense allowance of nine cents per mile for travel from and to their homes to meetings of the board.

SECTION 2. Members and terms.—The following persons are hereby appointed to initial membership on the board, with the termination dates of their respective terms (as previously determined by lot) as noted: O. E. Ford, 12-31-63, 2 years; Jack R. Hutcheson, 12-31-63, 2 years; W. B. Wilkerson, Jr., 12-31-63, 2 years; J. P. Williams, 12-31-63, 2 years; Lon L. Dowell, 12-31-65, 4 years; Frank J. Fitzgerald, 12-31-65, 4 years; Thomas E. Lytle, 12-31-65, 4 years; Hugh J. McCorkle, 12-31-65, 4 years; J. L. Barnette, 12-31-67, 6 years; James M. Dickson, 12-31-67, 6 years; A. C. Patterson, Sr., 12-31-67, 6 years; and W. R. Sims, 12-31-67, 6 years.

SECTION 3. Terms of successors—recommendations of successors—vacancies.—All subsequent terms of trustees shall be for six years and until their successors are duly appointed and qualified. The board shall recommend two nominees for each vacancy, one of which shall be appointed to the board by the York County Legislative Delegation. The board membership shall include at least one resident of each township in York County. Irregular vacancies on the board shall be filled for the unexpired term only in the same manner as appointment for a full term.

SECTION 4. Eligibility for board membership.—No person holding any political office shall be eligible for appointment to or service on the board of trustees. No person shall be eligible to serve more than six consecutive years on the board.

SECTION 5. Repeal—Sections 6, 6-a, and 6-b of Act 919 of 1938 repealed.—Sections 6, 6-a and 6-b of Act No. 919 of the Acts of 1938, as amended, and all other acts or parts of acts inconsistent herewith are repealed.

SECTION 6. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

An Act To Make Supplementary Appropriations For York County For The Fiscal Year 1959-1960.

Be it enacted by the General Assembly of the State of South Carolina :

SECTION 1. The following appropriations are hereby made from the General Fund of York County for the following purposes for the fiscal year 1959-1960:

Dieting prisoners at County Jail	\$ 2,000.00
Maintenance and Supplies—County Jail	300.00
Supplies—Sheriff's office	200.00
Emergency Relief, including care of homeless children	500.00
York County Board of Registration	2,000.00
York County Artificial Breeding Assn.	1,200.00
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Total	\$ 6,200.00

SECTION 2. All acts or parts of acts inconsistent herewith are repealed.

SECTION 3. This act shall take effect upon approval by the Governor.

Approved the 14th day of May, 1960.

(R1054, H2558)

No. 1157

An Act To Provide For The Levy Of Taxes For York County For The Fiscal Year Beginning July 1, 1960, And Ending June 30, 1961, For School, County And Other Purposes; To Direct The Expenditure Thereof; To Prescribe The Powers, Duties And Authorities Of Various Officials Of The County; To Authorize And Direct The County Treasurer To Transfer Certain Funds; And To Authorize The York County Board Of Directors To Borrow And The York County Sinking Fund Commission To Lend Certain Money And To Provide For The Repayment Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. For the fiscal year beginning July 1, 1960, the following sums of money, if so much be necessary, are hereby appropriated from the General Fund in the Treasury of York County to meet the ordinary expenses of the county as hereinafter indicated:

Item 1. Supervisor and County Board of Directors:

Salaries:

Supervisor	\$ 4,820.00
Clerk	2,950.00
Assistant Clerk	2,950.00

Provided, that the clerk and assistant clerk receive in addition to the above appropriations the sums of \$700.00 and \$500.00, respectively, from the Permanent Road and Bridge Fund.

Five directors, one hundred dollars each per month	6,000.00
Service and supplies	1,400.00

Total, Item 1\$ 18,120.00

Item 2. County Prison Farm:

Salaries:

Superintendent	\$ 4,050.00
Six guards at \$212.50 per month each	15,300.00

Provided, that board and lodging shall be furnished in addition to salaries above.

Maintenance of Prison Camp	40,000.00
Maintenance of county roads	70,000.00

Provided, that not more than one-half of above two appropriations shall be obligated or spent prior to January 1, 1961.

Nine patrol operators at \$272.50 per month each	29,430.00
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Salary increases for ten employees at \$150.00 per year	1,500.00
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Supervisor-travel for actual mileage driven on county business at 7¢ per mile, if so much be necessary	1,200.00
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Transporting school lunch commodities	2,500.00
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Provided, all county equipment shall be kept at the prison camp at night, on Sundays and holidays and at all other times when not in actual use on county work except when in the opinion of the Supervisor it is more feasible to leave same at job sites.

Provided, further, that it shall be unlawful for any person not an inmate or any person not employed directly at the prison camp to eat any meals at or carry away any food from the York County Prison Camp, and it shall be the duty of the superintendent of the chain gang to enforce this provision. Any violation of this provision shall be a misdemeanor and punishable by a fine not exceeding one hundred dollars or imprisonment not exceeding thirty days.

Total, Item 2	\$163,980.00
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Item 3. Sheriff's Office:

Salaries:

Sheriff	\$ 4,820.00
Deputy Sheriff	4,350.00
Clerk	2,950.00
Expense outside county	1,000.00
Gas, oil, upkeep auto and radio	1,500.00
Office supplies, phone, box rent	600.00
Telephone expense for highway patrolmen stationed in York County	400.00
Salaries, expenses and equipment for York County police operation	93,330.00
Radio and jail services—Town of Clover	1,500.00
Radio and jail services—Town of Ft. Mill	1,500.00

Provided, the Sheriff of York County is authorized and empowered to appoint and employ thirteen county policemen to serve under his direction and supervision, and each of the county policemen shall be paid a monthly salary as follows: new employee, first six months, \$275.00; new employee, after six months, \$300.00; new employee, after one year, \$325.00. In addition thereto the sheriff shall appoint and employ a lieutenant of the York County Police, who shall be second in command of the county police, and who shall be paid a monthly salary of \$400.00. The lieutenant shall have supervision and control of the county police and all personnel of the

York County Police Department in the event of the absence or inability of the sheriff to act for any reason. *Provided*, further, the Sheriff of York County shall appoint and employ one clerk to assist in the administrative and clerical work connected with the department and perform such other duties as may be assigned to him. *Provided*, further, that the sheriff shall be allowed to give credit for experience in other law enforcement in computing time in grade.

Total, Item 3		\$111,950.00
Item 4. County Jail:		
Salary, Jailor	\$	2,950.00
Dieting prisoners at one dollar per day		6,000.00
Maintenance and supplies		2,500.00
Repairs		700.00
Total, Item 4		\$ 12,150.00
Item 5. Maintenance of Courthouse, Agriculture Building and Rock Hill Office Building		
		26,000.00
<i>Provided</i> , no janitor or janitor's assistant shall be paid more than forty dollars per week.		
<i>Provided</i> , further, that prison labor shall be used where feasible during the daylight hours except Sundays.		
<i>Provided</i> , there may be one superintendent of the Rock Hill Office Building and at York there may be one superintendent of the Agriculture Building and York County Courthouse, at salaries not exceeding \$2,950.00 each, and one helper for each building.		
<i>Provided</i> , that the expenditures herein shall be under the supervision of the supervisor and the board of directors, or a majority thereof.		
Total, Item 5		\$ 26,000.00

Item 6. Clerk of Court's Office:

Salaries:

Clerk of Court	\$ 5,600.00
First Deputy Clerk	3,650.00
Second Deputy Clerk	3,450.00
Clerk	2,950.00
Clerk	2,950.00
Clerk	2,950.00
Clerk	2,950.00
Services and supplies	6,000.00
Jurors, witnesses and bailiffs, and Court Crier . .	13,000.00

Provided, jurors shall receive eight dollars per day and mileage allowed by law; witnesses, two dollars per day and mileage; and bailiffs, eight dollars per day; and that no federal, State or municipal official or employee shall receive any compensation from the county for appearing as a witness in any court in York County.

Provided, that jurors reporting on opening day of General Sessions Court for the purpose of seeking relief from jury duty shall receive no mileage or per diem.

Total, Item 6\$ 43,500.00

Item 7. Auditor's Office:

Salaries:

Auditor	\$ 2,600.00
First Deputy Auditor	2,950.00
<i>Provided</i> , that the First Deputy Auditor shall receive, in addition to the above appropriation, the sum of \$180.00 from the Sinking Fund.	
Second Deputy Auditor	2,950.00
Services and supplies	1,200.00
Equalization Board	2,000.00

Total, Item 7\$ 11,700.00

Item 8. Treasurer's Office:

Salaries:

Treasurer	\$ 2,600.00
Deputy Treasurer	2,950.00
Assistant Deputy Treasurer	2,950.00
<i>Provided</i> , that the Deputy Treasurer and Assistant Deputy Treasurer shall receive, in addition to the above appropriations, the additional sums of \$300.00 each from the Sinking Fund.	
Clerk	2,950.00
Revolving Fund	50.00
Services and supplies	1,350.00

Total, Item 8. \$ 12,850.00

Provided, that all fees collected by the Treasurer by virtue of his office shall be turned in to the general fund of the county.

Item 9. Judge of Probate's Office:

Salaries:

Judge of Probate	\$ 4,820.00
Clerk	3,650.00
Clerk	3,450.00
Office supplies, premium on bond, stamps, box rent and telephone	1,300.00
Office renovation and equipment	10,000.00

Total, Item 9 \$ 23,220.00

Item 10. Tax Collector's Office:

Salaries:

Tax Collector	\$ 2,950.00
Deputy Tax Collector	2,950.00
Clerk	2,950.00
Bond for Tax Collector, Deputy and Clerk	270.00
Stationery, services, supplies, box rent and postage	600.00

Total, Item 10 \$ 9,720.00

Item 11. County Veterans' Service Office:

Service Officer	\$ 2,950.00
Clerk	2,950.00
Clerk	2,950.00
Expenses, Service Officer	2,750.00

Total, Item 11\$ 11,600.00

Item 12. Coroner's Office:

Salary, Coroner	\$ 1,500.00
Expenses of inquests, office supplies and services	600.00

Total, Item 12\$ 2,100.00

Item 13. Department of Public Welfare:

Emergency relief—including care of homeless children	\$ 2,740.00
Telephones	800.00
Assistant Clerk for purpose of investigating applicants for free school lunch	900.00
Supplement to County Board Members and Director	1,471.20
Mileage at seven cents per mile for two child welfare workers	600.00
Supplement for Case Work Supervisor	348.00
Supplement for fourteen Case Workers at \$150-.00 per year	2,100.00

Total, Item 13\$ 8,959.20

Item 14. Hospitalization:

For charity patients, Divine Savior Hospital...\$ 4,000.00	
<i>Provided, that all of this fund shall be used for charity cases in York County and that an itemized statement of the cost of each case shall be sent quarterly to the Board of County Directors.</i>	
Post mortems, inquests, lunacies and dental work	1,000.00
County physician or physicians to be employed by the Supervisor and County Directors	1,000.00

Total, Item 14\$ 6,000.00

Item 15. National Guard:

Rock Hill Companies	\$ 500.00
York Companies	400.00
Fort Mill Company	300.00
Clover Company	300.00

Total, Item 15\$ 1,500.00

Item 16. Magistrates and Constables:

Magistrate, Bethel-Kings Mountain Townships	\$ 2,100.00
Telephone, Magistrate, Bethel-Kings Mountain Townships	125.00
Magistrate, Bullock Creek-Broad River Townships	1,300.00
Office rent, Bullock Creek-Broad River Townships	120.00
Telephone, Magistrate, Bullock Creek-Broad River Townships	80.00
Magistrate, York-Bethesda Townships	2,100.00
Telephone, Magistrate, York-Bethesda Townships	125.00
Office rent, York-Bethesda Townships	180.00
Magistrate, Catawba-Ebenezer Townships	2,600.00
Constable, Catawba-Ebenezer Townships	2,750.00
Clerk, Catawba-Ebenezer Townships	2,950.00
Telephone, office expenses, Magistrate, Catawba-Ebenezer Townships	1,100.00
Magistrate, Fort Mill Township	2,100.00
Constable, Fort Mill Township	975.00
Telephone, Magistrate, Fort Mill Township	125.00
Maintenance and janitor service, Magistrate's office—Fort Mill	300.00
Maintenance and janitor service, Magistrate's office—Clover	300.00

Provided, salaries above shall be paid in twelve equal monthly installments.

Provided, that the magistrates' reports required by law shall be made under oath.

Dieting prisoners in custody of magistrates other than in county jail not to exceed fifty cents per meal for each person	1,000.00
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Bond for magistrates and constables	125.00
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Total, Item 16	\$ 20,455.00
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Item 17. Farm and Youth Work:

Demonstration material for Home Demonstration Agent and assistant	\$ 75.00
Boys' and Girls' 4-H work	200.00
York County Artificial Breeding Association...	3,000.00
County Farm Agent	300.00
Telephone, Home Agent	150.00
Negro Home Demonstration Agent	740.00
Clerical help, Negro Farm and Home Agent ...	1,200.00
Demonstration material, Negro Home Demonstration Agent	50.00
Negro 4-H work	100.00
Telephone	100.00

Total, Item 17	\$ 5,915.00
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Item 18. General County Expenses:

Annual county audit	\$ 2,500.00
County Attorney	3,000.00
County Attorney, expense	200.00
Secretary to Delegation at \$30.00 per month ..	360.00
Vital Statistics	850.00
Insurance for county employees at \$4.80 per year	480.00
Postage and metering machine and photostat machine	3,600.00
Rescue squad—Fort Mill	150.00
Rescue squad—Rock Hill	150.00
York County Civil Defense	1,200.00

Total, Item 18	\$ 12,490.00
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Item 19. County Home:

Superintendent	\$ 2,150.00
Assistant Superintendent	2,000.00
Operation County Home	15,500.00

Total, Item 19	\$ 19,650.00
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Item 20.	Retirement Fund and Social Security for county employees	\$ 20,000.00
	York County Teacher Retirement Fund	1,141.56
	Total, Item 20	\$ 21,141.56
Item 21.	Rural Fire Commission, maintenance	\$ 5,500.00
	Total, Item 21	\$ 5,500.00
Item 22.	Board of Health	\$ 18,000.00
	Total, Item 22	\$ 18,000.00
Item 23.	Probation Officer :	
	Secretarial help	\$ 1,750.00
	Telephone	120.00
	Office supplies	50.00
	Total, Item 23	\$ 1,920.00
Item 24.	Contingent Fund	\$ 32,000.00
	<i>Provided</i> , the money above appropriated shall be used only for such purposes as authorized by a majority of the legislative delegation at a regularly called meeting. <i>Provided</i> , further, that the authorizations shall be numbered consecutively and kept on file in the office of the supervisor, or such offices as a majority of the legislative delegation may direct, and the orders or authorizations shall require ratification at the next ensuing session of the General Assembly.	
	Total, Item 24	\$ 32,000.00
	GRAND TOTAL	\$600,420.76
	<i>Provided</i> , the amount herein provided for salary of the sheriff, treasurer and clerk of court shall be in lieu of all fees, and the amounts herein provided shall be the salaries of such officers for all their services for the fiscal year beginning July 1, 1960.	

For the purpose of meeting the appropriations herein made, the following receipts of York County are hereby allocated for such purposes, together with all other income not specifically allocated to other purposes.

It is estimated that the following special revenue will accrue to the county during the fiscal year 1960-1961:

Insurance Commission Fees	\$ 45,000.00
Fines, Fees and Licenses	170,000.00
Beer and Wine Tax	16,000.00
Whiskey Tax	59,000.00
Bank Tax	9,000.00
Service Officer	5,700.00
Income Tax	85,000.00
Delinquent Taxes	67,720.76
<hr/>	
Total	\$457,420.76

Estimated amount to be otherwise provided ... \$143,000.00

To further meet the appropriations contained herein the auditor is authorized and directed to levy a tax of five and one-half mills upon the property of York County and the treasurer is directed to collect the same, and to credit the proceeds to the several purposes for which appropriations are herein made.

SECTION 2. A record of sales and dispositions of all products and property of the County Home shall be kept by the Superintendent of the Home and filed annually with the supervisor's office. The purchase of gasoline, oil and food for the use of the Prison Farm or at the County Home shall be made in wholesale quantities.

SECTION 3. In the Township of York, a special levy of one-half mill is hereby made, the proceeds therefrom to be paid by the Treasurer of York County to the York Public Library, and the Auditor of York County is hereby directed to levy and the Treasurer of York County is directed to collect all taxes levied.

SECTION 4. The appropriations herein provided shall not in any case be exceeded, and any contracts which may be made which in any manner provide for the expenditure of funds in excess of those provided herein shall not be binding upon York County, and it is specifically provided that any person selling supplies or other commodities or rendering service to the county is charged with the duty

of ascertaining in advance whether or not the appropriations for that purpose are sufficient to pay for the same; *provided*, that no revenue, to be derived from any levy or appropriation made herein, shall be expended or pledged prior to the beginning of the fiscal year 1960-1961. Any official violating the provisions of this section shall be liable upon his bond.

SECTION 5. No money appropriated for any specific purpose under the provisions of this act shall be used for any other purpose than that named, without the written consent of a majority of the York County Legislative Delegation obtained at a regularly called meeting.

SECTION 6. Any amount appropriated in this act may be discontinued at any time by order of a majority of the York County Legislative Delegation obtained at a regularly called meeting.

SECTION 7. In lieu of all countywide taxes now levied for school purposes, except those taxes levied for free textbooks and hot lunches, the auditor shall levy a tax of twenty mills to be used for the following purposes and distributed in the following manner: the proceeds from ten mills shall be distributed to all school districts in proportion to the ratio which each school district State aid for school teachers' salaries bears to the total school teachers' State aid for salaries in the county; the proceeds from ten mills shall be distributed to each high school or high school district in proportion to the ratio each high school or high school district's enrollment bears to the high school enrollment in the county.

Provided, however, that enrollment in parochial schools or State owned and operated schools shall not be counted and shall not be allowed the use of any of the proceeds of the tax imposed in this section.

Provided, further, that no school district shall impose a levy of more than ten mills on the property within the district, except to provide for the payment of interest on and retirement of bonded indebtedness, except upon the written approval of a majority of the York County Legislative Delegation obtained at a regularly called meeting.

Provided, further, that the appropriations contained in this section shall be paid from the countywide tax for ordinary school purposes:

Salary, Clerk	\$ 2,950.00
Salary, Librarian for school books	3,050.00
Travel for visiting teacher, actual mileage driven on county business @ 7¢ per mile, if so much be necessary	450.00
Telephone, stamps, box rent and office supplies	600.00
For handling school lunch commodities	500.00
Expenses, Board of Education	720.00
York County Rural Library	4,300.00
Supplement, Superintendent of Education's Salary	870.00
Supplement to State Funds School Lunch Pro- gram	2,000.00
Superintendent of Education, travel for actual mileage driven on county business at seven cents per mile, if so much be necessary	400.00
Total	\$ 15,840.00
The appropriations above made shall be in lieu of all shares in delinquent taxes collected.	

SECTION 8. The county supervisor and the county board of directors, or a majority thereof, are hereby empowered to borrow in anticipation of the revenue hereinabove provided any sum not exceeding the amount appropriated and to not only pledge the revenue hereinabove provided but to pledge the full faith and credit of York County for the repayment of the same. The money shall be borrowed from the York County Sinking Fund Commission at a rate of interest not exceeding three per cent and shall be payable at such time and in such sums as is convenient to the county board of directors and the sinking fund commission, and the sinking fund commission is hereby directed to make such loans. *Provided*, that the supervisor and county board of directors first obtain the written approval of such loan by a majority of the county legislative delegation at a regularly called meeting of the delegation.

SECTION 9. All county offices in York County Courthouse shall observe as holidays: Christmas Day; the working day immediately preceding Christmas Day and the working day immediately following Christmas Day; New Year's Day; Labor Day; Thanksgiving Day; and July Fourth.

SECTION 10. All orders heretofore made by the legislative delegation, reported to and certified by the clerk of the board of directors, arranged chronologically by date and numbered consecutively in such manner as to fully indicate to the delegation what orders were issued and authorized previously by the delegation, are hereby ratified and confirmed, and the appropriations therein contained are approved.

SECTION 11. The York County Board of Directors and the supervisor, or a majority thereof, may in their discretion approve salaries and deductions pertaining thereto, as provided by law, of county employees by a list or lists rather than separately.

SECTION 12. No tax abatement shall apply to levies necessary to pay debt service of county bonds.

SECTION 13. Any employee or officeholder violating any provision in this appropriation act shall forfeit his or her position of employment or the office they hold.

SECTION 14. Any equipment belonging to York County and now designated "Road Construction Equipment" may be used for road maintenance when not being used for road construction; *provided*, that when the equipment is so used all labor, fuel and minor repair costs shall be paid from "Maintenance Funds."

SECTION 15. The York County Attorney shall represent all agencies, boards, officials and subdivisions in York County, except municipalities, school districts and the York County Natural Gas Authority; *provided*, all such subdivisions, agencies or county officials are hereby specifically prohibited from expending any funds for the employment of any other attorney or attorneys.

SECTION 16. An audit shall be made annually, with a copy to be furnished to each member of the York County Legislative Delegation, and a copy to be filed with the Clerk of Court of York County, of all agencies, boards, bureaus, commissions and school districts of York County, where their activities are not covered by the annual York County audit.

SECTION 17. The county auditor shall cause to be prepared a statement showing what the proceeds of all taxes levied in York County are to be used. A sufficient number shall be printed and fur-

nished to the Treasurer of York County who is hereby directed to place one in each tax notice mailed out by the treasurer's office.

SECTION 18. The tax collector may call on the sheriff or any deputy sheriff of the county, and any constable in the county, to render him such aid and assistance as may be necessary, which shall be rendered without other costs than those provided by law, in the ejectment of any occupant or tenant in possession of any property at any time when ejectment shall be lawful and proper in the discharge of his duty as such officer.

SECTION 19. No tort claim against York County shall be paid by the board of directors or the supervisor except on written approval of the county attorney.

SECTION 20. All acts or parts of acts inconsistent herewith are repealed.

SECTION 21. This act shall take effect upon approval by the Governor.

Approved the 24th day of May, 1960.

(R1081, S749)

No. 1158

An Act Authorizing The York County Public Buildings Commission To Borrow Four Thousand Dollars From The Sinking Fund Commission Of York County, And Fixing The Terms And Conditions Thereof.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. York County Public Buildings Commission may borrow money.—The York County Public Buildings Commission is hereby authorized to borrow the sum of four thousand dollars from the York County Sinking Fund Commission, and the York County Sinking Fund Commission is hereby authorized to make such loan to the Commission at a rate of interest not to exceed three per cent per annum.

SECTION 2. Payment.—The loan herein authorized shall be repaid from Hill-Burton funds which have been allocated to the York

County Public Buildings Commission, as soon as the funds are received.

SECTION 3. Note—execution—maturity—interest.—The chairman and members of the York County Public Buildings Commission shall execute the note to evidence this loan, and the York County Sinking Fund Commission shall fix the maturity date thereof and the rate of interest thereon.

SECTION 4. Repeal.—All acts or parts of acts inconsistent herewith are repealed.

SECTION 5. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 6th day of June, 1960.

RULES AND REGULATIONS

Adopted Under General and Permanent Laws Of The State of South Carolina

FILED IN THE OFFICE OF THE SECRETARY OF STATE AS OF
JUNE 30, 1960

Published Pursuant to Section 1-16, Code of Laws of
South Carolina, 1952

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RULES AND REGULATIONS

AGRICULTURE COMMISSIONER

Promulgated under authority of Section 66-163, Code of Laws of
South Carolina, 1952

Weights and Measures

(Filed in the office of the Secretary of State September 2, 1959)

The Regulation entitled "Farm Milk Tanks" filed in the office of the Secretary of State September 12, 1956, is hereby revoked and repealed, and the following regulation is hereby adopted:

The specifications, tolerances, and regulations for commercial weighing and measuring devices, together with amendments thereto, as recommended by the National Bureau of Standards, and published in National Bureau of Standards Handbook 44 and supplements thereto, shall be the specifications, tolerances, and regulations for commercial weighing and measuring devices in the State of South Carolina; provided however that no provision of this regulation shall conflict with the laws of the State of South Carolina.

To become effective on date of filing.

A copy of the National Bureau of Standards Handbook 44 is filed in the office of Secretary of State. Those interested should refer to this copy.

Butterfat Content and Weight of Milk Law

Promulgated under authority of Section 32-1609.7, Code of Laws
of South Carolina, 1952

(Filed in the office of the Secretary of State June 22, 1960)

The following Rules and Regulations are established and promulgated in regard to the enforcement of the Butterfat Content and Weight of Milk Law, Title 32, Chapter 12, Article 1.1, Code of Laws of South Carolina, 1952, in lieu of the rules and regulations now in effect:

1. TESTS:

- 1.1 The Babcock Test is declared the official method to be used in compliance with this act. One modification is permitted but not required. Nine milliliters of a 50% quaternary ammonium compound preparation may be added to each liter of the sulfuric acid regularly used.
- 1.2 The text, "Techniques of Dairy Plant Testing", by E. F. Goss, published by, and obtainable from, the Iowa State College Press, Ames, Iowa, must be used as the guide in making this test.
- 1.3 A record of each test or each group of tests must be dated and recorded by the licensed tester. Records must be kept on file for at least six months.
- 1.4 Preserved composite samples that show mold growth, evidence of churning or other signs of improper care during the sampling period

must not be used for testing. In such cases the last test of the patron or the average of the last three tests, whichever is highest, shall be used as a basis for payment.

2. WEIGHING:

2.1 Scales must always be properly balanced, kept in good working condition, and easily readable. All measuring and weighing equipment used in the plant must comply with the requirements of the South Carolina Weights and Measures Law.

2.2 The weight of milk and/or cream must be recorded before emptying the weigh tank.

3. EQUIPMENT AND SUPPLIES:

3.1 All glassware, equipment and supplies for Babcock testing must meet the U. S. Bureau of Standards specifications as outlined in the appendix of "Techniques of Dairy Plant Testing" by E. F. Goss.

4. SAMPLING MILK AND CREAM:

4.1 Milk and/or cream to be tested must be thoroughly mixed before sampling.

4.2 When daily tests of each delivery are made, the sample must contain not less than 60 milliliters of milk and/or cream. The remaining portion of the daily sample must be held at least 24 hours under refrigeration and in condition for retesting.

4.3 Unless daily tests are made, composite samples are required. Composite samples must consist of aliquot (proportional) parts of milk of several deliveries from the same patron, kept by the use of a preservative. In no case shall the aliquot be less than 10 milliliters from each delivery.

4.4 Preserved composite milk samples must be stored during sampling period in a cabinet or some other storage place that is refrigerated to maintain a temperature at 35 to 45 degrees Fahrenheit. It will be the responsibility of the licensed sampler to keep unauthorized persons from tampering with the samples.

4.5 Composite samples shall consist of and contain the milk from seven days production if the pay period is seven days, ten days production if the pay period is ten days, and fifteen days production if the pay period is semi-monthly. In the case of ten and fifteen day periods the last period of each month may be adjusted from eight to eleven days and 13 to 16 days respectively, depending on the number of days in the month. No exceptions shall be made except in the case of milk deemed unfit for sampling as in the case of churning, oiling-off, and freezing, or in the case of rejected milk. It is recommended but not required that samples for compositing from two days production consist of twenty milliliters minimum rather than ten milliliters. When samples for compositing are taken from two days production, each pay period regardless of length, may be one day more or one day less than stated above.

- 4.6 Composite samples to be tested for milk fat must be tested not later than the third day after the end of the sampling period. Composite samples must be held under refrigeration and in condition for re-testing for a maximum of 10 days beyond the end of the sampling period to permit check testing by inspectors.
- 4.7 Composite samples, while being compiled, must be stored in the processing plant at all times.
5. SAMPLE CONTAINERS:
- 5.1 Composite samples must be put in approved, airtight, round bottles which must be clean, dry, and free from cracks or chips. The sample bottles must have sloped shoulders with the neck not less than $1\frac{1}{4}$ inch in diameter and fitted with a tight rubber stopper permanently attached to the bottle.
- 5.2 Composite milk sample bottles must be not less than 8 ounces in capacity and must be etched for proper identification. Each composite sample bottle must be clearly identified as to a patron's name or number.
- 5.3 It is recommended that plastic sample bags be used for the sampling of bulk deliveries although composite bottles meeting the specifications and requirements under 5.1 and 5.2 of this section may be used. If bottles are used they must be fitted with Mojonnier rubber closure M427 rather than a regular stopper. Plastic bags and bottles must be iced from the time they are picked up until arriving at the processing plant. When bottles are used they should be carried in a suitable rack that will keep them upright in ice water and a drain should be provided in the truck's sample compartment to prevent the accumulation of ice water.
- 5.4 Only a licensed sampler or tester shall properly mix single bulk tank samples from producers before adding the required amount to the composite sample bottle in the processing plant.
- 6.0 All rules and regulations heretofore passed by the department which are in conflict therewith are hereby repealed.
- These rules and regulations shall become effective on July 1, 1960.

BOARD OF BANK CONTROL

Small Loan Companies

Promulgated under authority of Section 8-56, Code of Laws of South Carolina, 1952, and Act No. 310 of 1957

(Filed in the office of the Secretary of State September 10, 1959)

Regulation 1—S. L. (As Amended)

Definition: Section 2(a) of Act 310 of 1957, Rule 1.

"Person" shall include individuals, partnerships, associations and corporations through which business is conducted.

Name of Manager: Section 3(a) of Act 310 of 1957, Rule 1.

Name of the manager or other officer in charge of the licensed place of business must be filed with the Board of Bank Control and notice of any change in management promptly reported, giving the name of new manager, employment record for previous ten year period, with names and addresses of former employers, positions held, and dates covering each position.

Sale of Stock: Section 3(a) of Act 310 of 1957, Rule 2.

Any licensee licensed as a Corporation must notify the Board of Bank Control when there is a sale of a majority of the stock of the Corporation ten (10) days before the sale of such stock, giving the names of the new officers, directors and principal stockholders purchasing the stock of the corporation.

Bond: Section 3(b) of Act 310 of 1957, Rule 1.

- Bonds. The form and sufficiency of the bond required under the terms of the Act shall at all times be subject to the approval of the Board of Bank Control. In the event a bonding company is used as surety on such bond, the company must be licensed to do business in the State of South Carolina. In the event individual surety or sureties are used, the bond shall have as part and parcel thereof a certificate from the Clerk of Court or Register of Mesne Conveyance of the County of residence of the individual surety or sureties certifying that the said surety or sureties own sufficient real estate free of encumbrance to meet the obligations which may arise under the terms of the said bond.

Definition of Community: Section 4(b) of Act 310 of 1957, Rule 1.

The word "community" as used in this section shall mean an incorporated city or town and any immediately contiguous trade area served primarily by such incorporated city or town.

Cancellation of License: Section 7(a) of Act 310 of 1957, Rule 1.

A licensee who has failed to pay the annual renewal license fee, as provided, shall have his license automatically cancelled.

Examination Fees: Section 8(a) of Act 310 of 1957, Rule 1.

For each examination by the Board of Bank Control or its representative, with the exception of the first examination in the calendar year, a fee will be charged for the actual cost of such examination in the amount of twenty-five dollars (\$25.00) for each day or part thereof.

Books and Records: Section 9(a) of Act 310 of 1957, Rule 1.

Books and records. Every licensee shall keep the following books and accounting records at the place of business designated in the license:

(1) **Loan Register:**

Every licensee must keep the following information readily available and in such form as is acceptable to the Board of Bank Control. Each loan must be recorded and kept currently posted daily in consecutive numerical order showing the following information. This could be individual looseleaf form, one book or a combination form.

A. Loan number.

B. Date of loan.

- C. Name of borrower.
- D. Brief description of security.
- E. AMOUNT OF GROSS NOTE—\$50.00 or less.
AMOUNT OF GROSS NOTE—\$50.01 to \$100.00.
AMOUNT OF GROSS NOTE—\$100.01 to \$200.00.
AMOUNT OF GROSS NOTE—\$200.01 to \$300.00.
AMOUNT OF GROSS NOTE—\$300.01 to \$500.00.
AMOUNT OF GROSS NOTE—\$500.01 to \$1,000.00.
AMOUNT OF GROSS NOTE—Over \$1,000.01.

(2) **Account Record Card:**

A separate account record ledger sheet or card must be maintained for each loan made to any one borrower. Each account record card must be posted in ink or typewriter with no erasures in a clear and legible manner, with spaces provided for the following information:

- A. Loan register number of loan.
- B. Date of loan.
- C. Name, address, marital status, date of birth and occupation of borrower.
- D. Brief description of security, if any.
- E. All charges itemized as follows:
 - (1) Cash to borrower.
 - (2) Insurance—Life.
Insurance—A & H.
Insurance—Property.
 - (3) Initial charge.
 - (4) Interest.
 - (5) Collection charge.
 - (6) Others (Explain).
- F. Total amount of obligation, including all charges.
- G. Terms of repaying.
- H. All scheduled repayment dates listed on account record (if weekly). On a monthly contract, at least first month repayment date must appear.
- I. All payments recorded opposite scheduled repayment dates showing the following:
 - (a) Date of payment.
 - (b) Total amount paid.
 - (c) Delinquent charge, if any.
 - (d) Remaining balance.
- J. Name and address of co-maker or endorser, if any.
- K. All refunds itemized and signed by borrower on account record card or stapled thereto.
- L. Date of death of borrower on face of account card in case maker dies during term of loan contract.
- M. All paid-out individual account records, borrower renewals, etc., must be filed alphabetically or by account number, or monthly renewal date, and kept for two (2) years. Violations will be noted

when licensee cannot locate an account card within a reasonable time after request.

When an error is made on an individual account record card, a line shall be drawn through the improper entry, the correct entry made on the following line, and the correcting entry initialed by the individual making such correction. The entries on the individual account record shall correspond with the receipts given the borrower. **No erasures**, whatsoever, may be made on the face of the individual account record. This includes the refund section.

(3) Cash Book:

The cash book shall be of the columnar type, in which all transactions of receipts and disbursements of any amount whatsoever shall be entered. All such entries must be made as of the exact date of transaction. Cash book must be balanced at least weekly. Columns in this book must be sufficient to reflect opposite borrower's name, or account number, the following information:

- A. All charges itemized against loan.
- B. Payments received.
- C. Late fees received.
- D. Refunds itemized against appropriate item.

(4) General Ledger:

The general ledger must show in full detail the assets and liabilities of the business conducted in the licensed office. **If you have a general ledger reserve account for bad debts, all recoveries or collections on accounts previously charged off must be credited to this account.** The general ledger shall be posted at least monthly and a trial balance or balance sheet must be prepared within twenty days after a request from the Small Loan Division, Board of Bank Control. Organizations operating more than one licensed office may maintain a general ledger at their home office, provided the trial balance or balance sheet of the licensed offices are available to the Small Loan Examiner at the licensed offices within twenty days after request.

The Board of Bank Control reserves the right to require that the general ledger maintained at the home office be produced promptly after notice to the licensee. Any charge made to any licensed office by the home office to cover any item of expense must be in such detail as to show the nature of the expense. The use of combination forms of daily reports or special systems must be approved by the Board of Bank Control.

(5) Individual File or Shucks:

An envelope or other similar file, commonly called shucks, must be maintained for each borrower, in which shall be filed all of the original notes or other evidences of indebtedness or security. If the original note is not on file, a memo indicating the whereabouts of the original shall be so filed in the said envelope. All legal instruments taken in connection with any loan contracts must bear the small loan number.

Only one file shall be maintained for each borrower, regardless of the number of loans closed or outstanding, except where such borrower is a co-maker, guarantor or endorser with other borrowers.

(6) Index to Borrowers:

Every licensee will keep an index record filed alphabetically or by account number on which all loans to each individual will be entered. This index may be kept on the face of the individual file or shuck, as per paragraph (5). The following information must be entered in order, showing

- (1) Loan number.
- (2) Date made.
- (3) Gross amount of note.
- (4) Date of cancellation.

(7) Records:

All records and papers, including notes and other evidences of indebtedness or security signed by the borrower, shall be kept in the licensed place of business and made available to the representatives of the Board of Bank Control at any time without previous notice, unless the notes are hypothecated or deposited as collateral, in which case they must be under agreement permitting the representatives of the Board of Bank Control to examine the notes so hypothecated at any time. In the event such notes are deposited as collateral, unsigned copies of the same shall be kept on hand for examination.

The records of the licensee, such as individual account records or similar records, shall contain all essential details with respect to court actions involving collection of loans. The amount of court costs charged to the borrower shall be shown thereon. The files of the licensee must show that all pertinent provisions of the law have been complied with.

If any other business than that authorized under the Small Loan Law is conducted in the same office, the licensee shall fairly and equitably allocate all expenses for the purpose and with the result that the books relating to the licensee's business under the Act will fairly reflect the expense of conducting such business.

(8) Purchase of Accounts:

Any licensee who purchases loan accounts from another licensee or through any means shall notify the Board of Bank Control ten (10) days before such purchase, stating the name and address of the licensee or other source from whom the purchase was made, the number of accounts involved and the total balances due thereon.

(9) Sale of Accounts:

Any licensee who sells loan accounts to another licensee shall notify the Board of Bank Control within ten (10) days before such sale, stating the name and address of the person, firm or corporation to whom the sale was made, the number of accounts involved and the balances due thereon.

Copy of the S. C. Small Loan Act and Regulations: Section 9(a) of Act 310 of 1957, Rule 2.

Each licensee will be issued one (1) complete set of the Small Loan Act and regulations, which must be used and kept on file in each licensee's place of business. Additional copies may be obtained from the Small Loan Division for the sum of \$1.00 per set which must accompany the request.

Notice to Borrower: Section 9(a) of Act 310 of 1957, Rule 3.

Each licensee shall hereafter be required to display in a prominent place in full view of all borrowers the following sign, which shall be at least eighteen (18) inches high and twenty-four (24) inches wide, with white background and black lettering of at least one-half (1/2) inch:

NOTICE TO BORROWERS

1. You must be furnished with copies of contracts.
2. Refunds are due you on all loans paid or renewed before maturity date.
3. Any violations should be reported to:

Small Loan Division
Board of Bank Control
Box 905, Columbia, S. C.

Annual Reports: Section 9(b) of Act 310 of 1957, Rule 1.

Blank annual report forms will be mailed to each licensee at the time when new licenses are issued. These forms shall be completed as required by the instruction sheet accompanying the forms. Before the **first day of April**, each licensee shall have completed and returned these forms to the Board. Any annual report that has not been received by April 1st, a penalty of \$10.00 will be assessed. Any report which the Board has to return to a licensee for corrections will have to be accompanied by a check, when report is returned to the Board, in the amount of \$5.00 before the report can be accepted. Failure to submit or return an annual report will result in the suspension or revocation of the Small Loan License.

Deposited Notes: Section 9(c) of Act 310 of 1957, Rule 1.

When a note and/or mortgage has been deposited as collateral and is not physically present in the office when a loan is discharged in full, a statement shall be given the borrower, signed by the manager, which states that the loan is terminated and that the note and/or mortgage are cancelled. Within thirty (30) days thereafter, the original note and/or mortgage shall be obtained and returned to the borrower.

ADVERTISING

Phrases Permissible: Section 11 of Act 310 of 1957, Rule 1.

No licensee shall state or indicate that he is licensed by or subject to the Board of Bank Control or the State of South Carolina, except by use of the following phrase: "Licensed by the State of South Carolina." This phrase must be widely separated and distinct from any other phrase or information published in sign or letter form.

Section 11 of Act 310 of 1957, Rule 2. No licensee shall advertise that loans are made at low rates, nor shall such advertising contain phrases such as "lowest cost", "lowest rates", "no red tape", "legal rates", "lower rates", "low cost", "lower cost", "easier to repay", or any other similar terms or phrases indicating that the charges for a loan are small or low.

Rate Schedule: Section 11 of Act 310 of 1957, Rule 3.

If any licensee advertises that loans will be made at a specified schedule, it must include the actual cash given to the borrower after **ALL** deductions have been made, together with the total number, time between and the amount of each payment. Loans actually made of the class advertised shall not be subject to any higher schedule of charges.

File: Section 11 of Act 310 of 1957, Rule 4.

Each Licensee shall maintain in its office a file or other record of all advertising material with dates issued, including radio and TV commercials, for a period of one year from the date of use thereof and said file shall be made available to the Board of Bank Control at all times upon request.

Consolidating of Other Loans: Section 11 of Act 310 of 1957, Rule 5.

Licensees shall not state or suggest in any advertising in any manner that they will pay and discharge a loan which the prospective borrower has with another licensee, provided that advertising of loans for the purpose of consolidating outstanding obligations shall be permitted.

Monetary Inducements: Section 11 of Act 310 of 1957, Rule 6.

Licensees shall not advertise or offer any monetary inducement, gifts, premiums, commissions, or anything of greater value than 25¢ per item by which persons will be encouraged to become borrowers.

Outside Solicitation: Section 11 of Act 310 of 1957, Rule 7.

No licensee shall advertise for or solicit loans by having an agent or employee of such licensee make a door to door campaign distributing hand bills, circulars or loan applications.

Emergency Loans: Section 12(b) of Act 310 of 1957, Rule 1.

All loans shall be made at the place named in the license, except that in case of an emergency, loans may be made elsewhere with prior permission of the Board of Bank Control.

Business Hours: Section 12(b) of Act 310 of 1957, Rule 2.

The place of business designated in the license shall be open to receive payments from borrowers during customary hours of each business day (Sunday and holidays excepted).

Qualified Personnel: Section 12(b) of Act 310 of 1957, Rule 3.

A qualified agent of the company with a working knowledge of the South Carolina Small Loan Law must be present during business hours.

Interest: Section 13(a)-1 of Act 310 of 1957, Rule 1.

The maximum interest allowed will be 6% per annum of the amount of the loan up to \$212.00, then 7% on the remainder, provided it is written in the contract.

Initial Charge: Section 13(a)-2 of Act 310 of 1957, Rule 1.

The maximum initial charge allowed will be in such amount as may be agreed on in writing, but not to exceed 6% of the cash advance. Where the amount of loan exceeds \$20.00, this initial charge can only be charged once every sixty (60) days on a monthly contract and every eight (8) weeks or fifty-six (56) days on a weekly contract. This charge cannot be prorated in any manner.

The initial charge is earned and retained on the original loan. If the borrower either renews or makes another loan in the same or lesser amount during the eight (8) week period, this charge cannot be refunded and charged again on the new loan. In order to use the current rate chart, it is permissible (if the borrower renews during the eight (8) week period) to add the amount of the initial charge to the actual cash borrower receives.

Service or Collection Charge:

Section 13(a)-3 of Act 310 of 1957, Rule 1. The maximum collection charge allowed on a monthly contract will be \$1.75 per calendar month. This will be from the date the loan was made until the corresponding day of the following month, whether the month has 28, 29, 30 or 31 days in it. If loan is paid out, even one day prior to contract, then none of the collection charge of \$1.75 can be earned or collected.

Section 13(c) of Act 310 of 1957, Rule 1. Where the cash advance is \$100.00 or less, the maximum collection charge shall be 45¢ per week. This is earned on the anniversary day the loan was made. For example—a loan made on Saturday, the weekly collection charge would be earned the following Saturday. If the loan is paid out one day prior to contract, then none of the collection charge can be earned or collected.

Section 13(c) of Act 310 of 1957, Rule 2. Where the loan is set up bi-weekly, for example—every other Saturday, then the maximum collection charge is 90¢ for each payment. This charge can be prorated by weeks only. For example—if the loan is paid out one day prior to contract, then only one week or 45¢ collection charge is earned and collected.

Endorsers: Section 13(d) of Act 310 of 1957, Rule 1.

Persons contingently liable. When loans are made on the security of endorsed or co-maker notes, endorsers and co-makers must be notified in writing if any obligation upon which such endorsers or co-makers are contingently liable become delinquent forty-two (42) days according to contract.

More than One Contract: Section 13(d) of Act 310 of 1957, Rule 2.

No licensee shall induce any person to become obligated directly or contingently, or both, under more than one contract or loan at the same time by referring such person to another licensed place of business in which such licensee has an interest directly or indirectly or by any plan or agreement between two licensees having no interest in the business of the other licensee for the purpose of or with the result of obtaining a higher rate of interest or greater charge than would otherwise be permitted by Act 310 of 1957.

Collection of Accounts Made for Non-Licensees: Section 13(d) of Act 310 of 1957, Rule 3.

No licensee shall collect or endeavor to work any account for any non-licensee in this State whose rate, with all charges, exceeds the General Usury Statute, nor shall licensee work or collect any account made outside of this State unless such State has a regulatory Small Loan Law similar in principle to the South Carolina Act.

Delinquent Charge: Section 13(3)(e) of Act 310 of 1957, Rule 1.

The delinquent charge of 5¢ for each full dollar of an installment can be collected on the fifth day after an installment is due, if agreed to in writing. This charge can only be made once on each installment and cannot be charged on the balance due. For example—10 payments of \$5.90 or a total of \$59.00 past due 5 days, the maximum delinquent charge allowed is ten (10) times 25¢ or \$2.50—NOT 5¢ on \$59.00 or \$2.95.

The installment payment date shall mean seven (7) or more full days from the contract date on a weekly contract and one (1) or more full calendar months from the date of the monthly contract. In cases where the borrower agrees to make payments prior to these dates, the five (5) day waiting period shall start as outlined above. For example—if the loan was made 1-15-59 and the first monthly payment was scheduled for 2-10-59, the five (5) day waiting period starts 2-15-59 and the late fee can be earned and collected on 2-20-59 at the earliest.

Disclosures: Section 14(a) of Act 310 of 1957, Rule 1.

The licensee shall give the borrower a copy of every paper evidencing indebtedness which he is called upon to sign and upon request give to co-maker, endorser, or surety a copy of every paper evidencing indebtedness which he is called upon to sign.

Statement of Pay Off: Section 14(a) of Act 310 of 1957, Rule 2.

Each licensee shall upon personal request furnish the borrower a written statement with respect to the amount of money necessary to pay off the account. This statement shall disclose the following information:

1. Date of request.
2. Net pay off, including delinquent charge and refunds, if applicable (as of date of request).
3. Date loan must be paid prior to in order to obtain net pay off.
4. Signature of person furnishing statement.

Receipts: Section 14(b) of Act 310 of 1957, Rule 1.

For each payment made on any loan, the licensee shall furnish a full and complete receipt showing the following information:

1. Loan number.
2. Name of borrower.
3. Principal payment.
4. Late fee, if any.
5. Name of licensee.
6. Name or initial of person issuing the receipt.

Refunds: Section 14(c) of Act 310 of 1957, Rule 1.

All refunds except interest shall be made in cash. Refunds may be subtracted from the current loan in order to find the net balance the borrower owes. It cannot be credited to the subsequent or new loan.

Blanks in Loan Papers: Section 14(d) of Act 310 of 1957, Rule 1.

Before the borrower's signature is affixed, all blank spaces on every document which a borrower is required to sign in obtaining a loan must be completed. Where the combination note and mortgage is used and the borrower has to sign at the bottom, the mortgage must be marked NONE, when only the note section is used.

Checks, as Security: Section 14(d) of Act 310 of 1957, Rule 2.

No licensee shall take a check or checks from a borrower for the purpose of holding the same as evidence of the indebtedness incurred by a borrower.

Mortgagees' Signatures: Section 14(e) of Act 310 of 1957, Rule 1.

All chattel mortgages taken as security on a loan must have the signature of the spouse when the mortgage applies to household furniture. Household furniture can be defined as anything in the house which is used by the whole family and, if taken by legal action would create a hardship. For example—a bedroom suite, refrigerator, washing machine, living room suite, etc., would be considered household furniture and requires both signatures. Lawn mower, sewing machine, gun and tools, automobile, etc., would not be considered household furniture for the purpose of this section.

Power of Attorney: Section 14(e) of Act 310 of 1957, Rule 2.

No Power of Attorney can be used.

Loans in Excess of \$100.00: Section 17 of Act 310 of 1957.

On loans where the cash advance is in excess of \$100.00, it must be contracted for on a monthly schedule as printed in Section 13(3)(a)(1) insofar as collection charges, delinquent charges and refunds are concerned, but can be set up on a weekly payment plan. For example—a loan, for one year the collection charge has to be twelve (12) times \$1.75 or \$21.00 and the total note divided by fifty-two (52) in order to determine the weekly payment, and if paid out one (1) day prior to contract then, one (1) full month collection charge is not earned or collected. In no case can the payments be less than \$10.00 per month.

Building and Loan Associations.

Promulgated under authority of Section 8-56, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State December 11, 1959)

REGULATION 4-Q

Every State chartered building and loan or savings and loan association in the State shall set up a reserve account which shall be used solely for the purpose of absorbing losses. A copy of the resolution of the Board of

Directors establishing this account shall be filed with the Chief Examiner of the Board of Bank Control.

At the close of each fiscal year on or after July 1, 1959, this account shall be credited with an amount equal to at least 10% of the net income of the association for the year, or by the amount which the total of all reserves and undivided profits shall be less than 15% of all outstanding shares on that closing date, if that amount be less than 10% of net income. Provided, however, that any account already established pursuant to the Regulations of the Federal Savings and Loan Insurance Corporation and any additions to that reserve as required by the said Corporation shall satisfy the requirements of this regulation.

Net income means gross income from all sources after deduction of operating expenses, including interest on notes payable and losses of every kind charged to income, rather than to Reserves and Undivided Profits, but before deduction of dividends to shareholders.

BOARD OF BARBER EXAMINERS

Promulgated under authority of Section 56-268, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State June 13, 1960)

Approved Barber Schools and Colleges

14. All teachers and instructors who have not taught school or college within a period of five years will be required to apply for and take such examination as required by the Board.

15. All barber schools and colleges to be approved and accepted must file such application as is required by the Board, such application to be filed with the Board at least thirty days prior to the Board's regular meeting date and accompanied by a check for the annual fee prescribed by the Board.

16. When a certificate of approval has been issued to a barber's school or college and there is a change in ownership, a new application form must be submitted along with the prescribed annual fee.

Approved Barber Schools and Colleges

(Filed in the office of the Secretary of State July 5, 1960)

1. Each barber school shall have a manager who will be responsible for the overall operation of the school. The manager must have passed an instructor's examination conducted by the Board, and had at least one or more years of experience as an instructor in an approved barber school in this state or a barber school in another state having substantially the same requirements as approved barber schools in this state.
2. Each barber school or college shall file with the South Carolina State Board of Barber Examiners (hereafter called "Board") the name of the designated manager or managers thereof. Said filing shall be made not later than thirty (30) days from the date these

- Rules and Regulations become effective, and thereafter, upon a change in said management, at least thirty (30) days prior to said change. Provided, however, that if such change is due to emergency, said filing shall be made not later than ten (10) days thereafter. Said designated manager or managers shall be responsible for compliance with applicable Statutes, Rules and Regulations of this Board.
3. Each barber school shall have a minimum of one (1) approved instructor for every twenty students or fraction thereof.
 4. All teachers and instructors are required to give full time to the students and cannot do any professional work.
 5. No person shall serve as manager of, or teacher or instructor in, a barber school or college unless
 - (a) he is the holder of an up-to-date Certificate of Registration as a Registered Barber in the State of South Carolina; and
 - (b) he has passed an examination prescribed and conducted by the Board to determine his qualifications to instruct and teach; and
 - (c) he shall continue to be so qualified to teach and instruct in the practice of barbering; and
 - (d) he has paid statutory fees.
 6. All teachers and instructors who have not taught school or college within a period of five years will be required to apply for and take such examination as required by the Board.
 7. All barber schools and colleges to be approved and accepted must file such application as is required by the Board, such application to be filed with the Board at least thirty days prior to the Board's regular meeting date and accompanied by a check for the annual fee prescribed by the Board.
 8. When a certificate of approval has been issued to a barber's school or college and there is a change in ownership, a new application form must be submitted along with the prescribed annual fee.
 9. If it shall appear to the Board that any manager, teacher, or instructor has
 - (a) been convicted of any crime involving moral turpitude as shown by a certified copy of the record of the Court of conviction; or
 - (b) has engaged in malpractice or demonstrated incompetence; or
 - (c) has failed to be competent to instruct on any and all required subjects, or
 - (d) has engaged in false or deceptive statements; or
 - (e) has evidenced drinking or use of drugs in and about the school or college; or
 - (f) has failed to display a Certificate of Registration; or
 - (g) has demonstrated disregard for applicable sanitary rules and regulations; or
 - (h) has obstructed any member of the Board, its agents, or assistants in inspection of said school or college, or has falsified records or reports required by law or by rules or regulations of the Board.

10. All teachers and instructors are required to hold a registered barber certificate and appear before the Board for examination to qualify as a teacher. Then upon reasonable written notice of not less than thirty (30) days the Board may require any such manager, teacher, or instructor to appear before the Board and submit to an appropriate supplementary examination to determine his continued qualification to instruct or teach, or submit evidence satisfactory to the Board that such other violations do not affect his continued qualification to instruct or teach. Provided, however, such supplementary examination shall not be required at intervals of less than one (1) year.
11. Each barber school shall return the student permit issued to students when enrolled in school upon completion of training of each student therein, or when student drops out of said school, to the Board.
12. Each student who completes training in a barber school and fails to make a passing grade on two (2) practical examinations may be eligible to take another examination when and if he or she completes sixty (60) days of additional training in an approved barber school in this State or a barber school in another State having substantially the same requirements as approved barber schools in this State.
13. An application for student permit must be filed with the Board for each student re-entering the school for additional training and student permit issued before re-entering said school and before student will receive credit for training.
14. Each barber school shall:
 - (a) have a qualified instructor or teacher who has passed instructor's examination for each twenty (20) students enrolled or fraction thereof; and
 - (b) have a minimum of ten (10) barber chairs and each and every barber chair shall be mechanically workable, and the finish of same, including upholstery, shall be in good condition; and
 - (c) have not more than two (2) enrolled students per barber chair; and
 - (d) have and maintain an up-to-date written roster system which shall be so used as to insure that each enrolled student shall care for substantially equal numbers of patrons; and
 - (e) All students must be given a complete six months course in the following subjects: the scientific fundamentals of barbering; haircutting; shaving; shampooing, and the application of creams and lotions; shedding and regrowth of hair; hygiene; sanitation and sterilization; anatomy; elementary chemistry; massaging and scalp treatments; scientific massaging and manipulation of the muscles in the scalp, neck and face; instructions in diagnosis of contagious and non-contagious diseases; history of barbering and professional ethics, and
 - (f) have a bulletin and curriculum containing full information as to the operation of school including physical equipment, number of

barber chairs, workstands, floor space of practical and theory department, hours of operation, schedule of hours of each class, number of hours in practical and theory department of each class, schedule of subjects taught and shall furnish the Board with a copy of same within ninety (90) days from the effective date hereof, and thereafter within fifteen (15) days of the issuance of any new or amended bulletin; and

- (g) have and keep a complete record of each student including number of days and hours attending classes practical and theory; separate records for the free and pay departments as to number of patrons served for haircuts, shaves and other clinical services; and subject matter taught in theory. A copy of same to be furnished the Board upon request; and
- (h) have and maintain in the main quarters of said school a "Free Department" in which no charges shall be made for services rendered by enrolled students; and
- (i) have and maintain a clearly visible sign in a conspicuous place at or near the entrance thereto, designating the "Pay Department"; and
- (j) have no barber sign or emblem representing that it is a barber shop displayed to the public; a sign must be displayed in front of the place of business designating that it is a barber school or college and stating that all barber work is done by students only. NO SCHOOL OR COLLEGE SHALL IN ANY WAY BE CONNECTED WITH A BARBER SHOP.
- (k) have within each school ample and sufficient room or space to house all facilities, have sufficient space between each and every barber chair as well as from workstand or wall to barber chair whereby the students will not be crowded or hampered. The space between each and every barber chair, measured from center to center, shall be a minimum of five feet, and the space from the barber chairs to the workstands or wall shall be a minimum of three and one-half (3 1/2) feet.
- (l) have ample and sufficient space for the purpose of practical demonstrations. Each school shall be separate from any other place or type of business by a substantial wall of ceiling height; and
- (m) have a room separate and apart from the practical room and must be separate and apart from any other type of business whatsoever by a ceiling height solid partition. Said room must be used exclusively for the teaching in theory of barbering and sufficient in size to accommodate students enrolled in such school and shall have ample blackboard space as well as charts on anatomy and other facilities incident to teaching of subjects required by law; and
- (n) have an adequate workstand for each barber chair, same to be of such construction that it may be easily cleaned; and adequate tool cabinet for each barber chair, having a door as nearly air-

tight as possible, and of such construction that it may be easily cleaned, and all tools shall be kept in tool cabinet when not in use with the exception of clippers; and a sufficient supply of solution in which to immerse barber instruments immediately accessible to each chair; and

- (o) have and maintain textbooks, supplies, equipment, fixtures, devices and tools necessary for compliance with regulations, and
 - (p) have and maintain a daily record of all haircuts and shaves performed by each student and students shall be furnished a copy of such record; and
 - (q) have and maintain a rule that no enrolled student shall be deemed to have finished training in said barber school or college unless and until said student shall have performed a minimum of 550 complete haircuts and a minimum of 250 complete shaves within a period of at least six months, under the supervision and control of, and in the main quarters of, said barber school or college.
15. No person shall enroll, be enrolled in, nor permitted to attend classes or perform any barbering services as a student in or about a barber school or college unless and until he shall:
- (a) have filed an application for student permit with the Board and student permit issued; and
 - (b) have passed his sixteenth (16th) birthday; and
 - (c) have received a written student permit issued by this Board; and
 - (d) have paid statutory fees.
16. A student shall be deemed enrolled in the barber school or college only from and after the date of issuance of a student permit by this Board. Therefore, no student shall receive credit for training received in any barber school or college until student permit has been issued.
17. A monthly report of each student enrolled shall be furnished the Board on the first of each month. This report is to be as prescribed by the Board. All reports, records, or other documents required by rules or regulations to be submitted to the Board by barber schools or college.
18. All schools or colleges are subject to sanitary inspection at any time by the Board of Barber Examiners or its agents.
19. All barber schools and colleges are required to comply with the above rules and regulations in order to remain on the approved list. The State Board of Barber Examiners reserves the right to add to or amend these rules at any time.
20. All rules and regulations heretofore adopted by this Board governing or pertaining to barber schools and filed with the Secretary of State are hereby revoked.

BOARD OF CHIROPRACTIC EXAMINERS

Promulgated under Authority of Section 56-353, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State November 9, 1959)

The Rules and Regulations heretofore adopted by the South Carolina Board of Chiropractic Examiners are amended to read as follows:

Section 1. Any Doctor of Chiropractic who has complied with the provisions of the South Carolina Chiropractic Laws and the following Rules and Regulations may practice the profession in South Carolina after receiving official notification from Secretary of the South Carolina Board of Chiropractic Examiners.

Section 4 is amended to read as follows:

All persons practicing Chiropractic individually, or under the supervision of, or in the employment of any licensed Doctor of Chiropractic, shall be required to obtain a license from the State Board of Chiropractic Examiners.

In the event report shall be made to the Board of Examiners of anyone practicing Chiropractic without a license to do so, said Board shall make a reasonable investigation and report any positive evidence to the proper authorities for prosecution under Section 56-360, Code of Laws of South Carolina, 1952.

Section 5. Recognition: In order to gain recognition by this Board of Examiners, a school or college of Chiropractic must teach a standard Chiropractic curriculum consisting of a minimum of four years of nine months each and conferring the Degree, Doctor of Chiropractic (D. C.). The course of study must be of non-repetitious instructions, and require actual classroom attendance.

Section 6. Application for examination shall be made to the Secretary of the State Board of Chiropractic Examiners at least fifteen days prior to any regular meeting, upon such forms and in such manner as may be directed by the State Board.

Each applicant must be a graduate of a Chiropractic school or college recognized by the State Board of Examiners and possess the Degree, Doctor of Chiropractic (D. C.). His application must be accompanied by a photostatic copy of his Chiropractic diploma, a transcript of credits from his school or college of Chiropractic attested by a school official, a photostatic copy of a diploma from a high school or its equivalent and a photograph of applicant. Applicant must produce the original diplomas for inspection on request of Board of Examiners. The application and credentials shall be retained by Board of Examiners.

Section 13. (b) "Any licensee who splits or divides fees for Chiropractic service with any person except an associate licensed Chiropractor, who shall commit any major crime, who shall be habitually addicted to narcotic drugs or alcoholic beverages, who shall make false statements through signs or advertising designed to deceive the public, who engages in fraudulent professional practices, who fails to comply with the rules promul-

gated for the regulation and practice of the profession, or who shall be found in other ways to no longer possess a good moral character, may, in the discretion of the Board, have his license revoked." (See Section 56-359, Code of Laws of South Carolina, 1952.)

CLEMSON AGRICULTURAL COLLEGE

Promulgated under authority of Act 609 of 1954

Fertilizer

(Filed in the office of the Secretary of State March 16, 1960)

By authority vested in the Fertilizer Board of Control, Board of Trustees, The Clemson Agricultural College of S. C., the following regulation is hereby promulgated and issued:

1. Any inert filler, which bears a color similar to recognized materials furnishing primary, secondary, minor or trace nutrients is deemed and declared objectionable as a component of any mixed fertilizer, in that its use has the effect of deceiving the purchaser of the fertilizer and is in violation of Section 10 of Act 609 of 1954.

2. SCS, SCS 100 clays and yellow ocher are determined to be objectionable within the meaning of the above section. The enumeration of these inert filler materials shall not be considered to be exclusive of such materials that may be determined to be prohibited by such section.

3. Fertilizer manufacturers may submit sample of any questionable inert filler material to the Fertilizer Board of Control or its representatives for a ruling as to whether its use is objectionable under this regulation.

4. This regulation shall become effective on July 1, 1960.

Adopted at Columbia, S. C., this 12th day of February, 1960.

DAIRY COMMISSION

Promulgated under authority of Act No. 255 of 1955

Controlled Market No. 1

Counties of: Abbeville, Anderson, Cherokee, Greenville, Greenwood, Laurens, Oconee, Pickens, Spartanburg and Union

OFFICIAL ORDER NO. 1

(Effective July 20, 1959)

(Filed in the office of the Secretary of State July 24, 1959)

WHEREAS, the facts and information presented at the public hearing held by the South Carolina Dairy Commission in Spartanburg, South Carolina, on July 14, 1959, overwhelmingly opposed decreasing the price of milk to retail outlets by milk distributors based on purchases at the milk distributor's plant, and

WHEREAS, in the considered opinion of the Commission, based on the facts and information presented, such pricing policies would result

in milk price wars adversely affecting the milk producers and in turn jeopardizing the local supply and quality of grade A milk for the consuming public, and

WHEREAS, the practice of retail stores selling milk below cost as a loss leader to attract people into the stores is one of the contributing factors to the unrest and threatened instability of the milk market in the Greenville-Spartanburg area;

The South Carolina Dairy Commission has declared a state of emergency to exist in the counties of: Abbeville, Anderson, Cherokee, Greenville, Greenwood, Laurens, Oconee, Pickens, Spartanburg, and Union, and has designated the area comprised of those counties as Controlled Market No. 1.

The Commission further ordered that all prices which have been duly filed with and accepted by the Commission, including prices paid to milk producers by distributors and the wholesale and retail prices received by licensed distributors of milk for milk and fluid milk products, be frozen at their current levels pending the issuance by the Commission of an Official Order establishing the minimum prices at the producer, wholesale, and retail levels in Controlled Market No. 1.

OFFICIAL ORDER NO. 2

(Effective September 1, 1959)

(Filed in the office of the Secretary of State August 18, 1959)

1. The Commission hereby establishes and issues the **MINIMUM** price by units of products at which grade A milk and grade A fluid milk products may be advertised and offered for sale or sold at wholesale and retail within the counties comprising Controlled Market No. 1 by any retail outlet or licensed distributor of milk. The minimum **RETAIL** prices are set forth in Schedule A and the minimum **WHOLESALE** prices are set forth in Schedule B. Schedule B is attached and made a part of this Order and is transmitted herewith to all appropriate parties.

2. Milk and fluid milk products sold and delivered to charitable organizations of a public or semi-public nature which buy milk **solely** for free distribution to the needy shall be exempt from the minimum prices established by the Commission.

3. Combining the sales price of milk or fluid milk products with that of any other item or service, except such products served with meals by restaurants and similar retail outlets is expressly prohibited.

4. No licensed distributor of milk or retail outlet, or their officers, agents, or employees, shall engage in or permit any method or device in connection with the distribution or sale of grade A milk and fluid milk products, (whether moving from a distributor of milk to a customer or consumer or from a retail outlet to a customer or consumer), whereby such products are sold or offered for sale at a price or prices less than those established by or in accordance with this Order, or any Order issued by the Commission and duly filed with the Secretary of State, whether by discounts, rebates, redeemable certificates or stamps, extension of credit beyond the

usual course of business, free service, gift or loan of anything of value, or other valuable consideration, the results of which will be to reduce the net price to purchasers below the minimum prices established for grade A milk and fluid milk products in Controlled Market No. I.

5. Solicitation by or collusion or joint participation between or among any parties affected by this Order to violate this Order shall make all persons participating therein subject to the penalties of Section 32-1634.68 of the 1952 Code of Laws of South Carolina.

6. All parts of Official Orders relating to Controlled Market No. I previously issued by the South Carolina Dairy Commission inconsistent with Official Order No. 2 are hereby superseded.

Schedule A
MINIMUM RETAIL PRICES
FOR
CONTROLLED MARKET NO. I

Products	Units					
	Gal.	½ Gal.	Qts.	Pts.	10 oz.	½ Pts.
Pasteurized or						
Creamline Milk	\$.98	\$.51	\$.26	\$.15	\$.12	\$.10
Homogenized Milk						
(Vitamin D added) . .	.98	.51	.26	.15	.12	.10
Raw Milk						
(not pasteurized) . .	.90	.47	.24	.14	. . .	.09
Special Breed and						
Multi-Vitamin Milk .	.98	.51	.26	.15	.12	.10
Flavored Milk						
and Drink . . . . .	.98	.51	.26	.15	.12	.10
Creamed Buttermilk .	.98	.51	.26	.15	.12	.10
Cultured (plain)						
Buttermilk . . . . .	.72	.37	.19	.11	.09	.07
Skim Milk . . . . .	.72	.37	.19	.11	.09	.07
Heavy or Whipping						
Cream			1.50	.80	. . .	.42
Light or Coffee						
Cream . . . . .			.90	.50	. . .	.27
Half and Half . . . . .			.52	.29	. . .	.18
Egg Nog . . . . .			.80	. . .	. . .	. . .

Schedule B
MINIMUM.WHOLESALE PRICES *
FOR
CONTROLLED MARKET NO. I

Product	5 Gal.	Gal.	½ Gal.	Units Qts.	Pts.	10 oz.	½ Pts.
Pasteurized or							
Creamline Milk	\$4.60	\$.92	\$.47	\$.24	\$.13	\$.09	\$.07
Homogenized Milk							
(Vitamin D							
added)	4.60	.92	.47	.24	.13	.09	.07
Raw Milk							
(not pasteurized). . . . .		.84	.43	.22	.12	. . . .	.06
Special Breed and							
Multi-Vitamin							
Milk	4.60	.92	.47	.24	.13	.09	.07
Flavored Milk							
and Drink	4.60	.92	.47	.24	.13	.09	.07
Creamed Buttermilk . . . . .			.47	.24	.13	.09	.07
Cultured (plain)							
Buttermilk . . . . .			.33	.17	.09	.07	.05
Skim Milk . . . . .			.33	.17	.09	.07	.05
Heavy or Whipping							
Cream	4.00	. . . .		1.30	.70	. . . .	.37
Light or Coffee							
Cream . . . . .				.75	.40	. . . .	.22
Half and Half . . . . .				.47	.24	. . . .	.15
Egg Nog . . . . .				.70	. . . .	. . . .	. . . .

* The minimum wholesale prices set forth above shall not apply to whole milk and flavored milk or drink sold and delivered in bulk cans and in ½ pint units, under the conditions specified, to the following:

1. Private, public, or parochial schools and state or church supported colleges or universities for service to students in non-profit feeding facilities operated directly by such institution for the benefit of students; and
2. Non-profit institutions, such as hospitals, homes for the aged and similar institutions, for service to patients in non-profit feeding facilities operated directly by such institutions for the benefit of patients.

However, each milk processing plant which distributes milk and milk products, directly or indirectly through sales branches or sub-distributors, in Controlled Market No. I, shall establish and file with the Commission the unit price at which whole milk and flavored milk or drink in bulk cans and ½ pint units will be offered for sale to such institutions specified above. Prices so established shall be charged uniformly for all sales to all such institutions. A licensed distributor of milk shall notify the Commission and every other licensed distributor of milk in Controlled Market No. I, in writing by certified mail, ten (10) days prior to sale or offer to sell at prices less than those so established for such institutions. The ten day prior notice is not required in order to meet a competitive price duly filed, however, the Commission shall be advised in writing in advance of any changes in the prices initially established following the issuance of this Order.

OFFICIAL ORDER NO. 3

(Effective September 1, 1959)

(Filed in the office of the Secretary of State August 18, 1959)

1. The Commission hereby establishes and issues the following schedule of minimum prices per hundred weight (f. o. b. the processing plant), by classes of milk, to be paid for milk received from producers by grade A milk distributors located in Controlled Market No. 1.

Schedule of MINIMUM Producer Prices

Class	4% Price Per cwt	B. F. Differential* Per cwt
Class I	\$6.50	\$.07
Class II	4.50	.07
Class II-A	4.50	.07
Class III	3.00	.07

* All distributors, who determine the butterfat content of each producer's milk, shall pay the producers the specified differential per hundred pounds for each one-tenth (1/10) of one per cent (1%) above four per cent (4%) butterfat, and shall deduct the same differential per hundred pounds for each one-tenth (1/10) of one per cent (1%) below four per cent (4%) butterfat, for all milk received from producers.

2. The "Classification of Milk", "Rules of Classification", and "Method of Settlement" as defined and set forth in Section II of Milk Mark Order No. I shall apply to all milk purchased, sold, and utilized by milk distributors located in Controlled Market No. I.

3. The hauling rates charged to producers for transporting their milk from the farm to the processing plant, which were in effect on July 31, 1959, shall not be increased without prior written approval of the Commission. Handling and additional hauling charges may be charged to producers only on that portion of Class III milk sold and delivered to other milk processing plants, however, such charges shall not exceed the actual cost of handling and hauling such milk.

4. All parts of Official Orders relating to Controlled Market No. I previously issued by the South Carolina Dairy Commission inconsistent with Official Order No. 3 are hereby superseded.

Amendments to Milk Market Order No. I

(Filed in the office of the Secretary of State December 17, 1959)

To become effective December 15, 1959

Section I is amended by deleting from Sub-paragraph E the word "Sub-Distributor" and adding the following sub-paragraph.

G. Sub-Distributor means any person distributing milk at retail or wholesale who does not process or bottle the milk products he distributes or sells; provided such person is engaged primarily in the distribution of milk and fluid milk products and performs all the functions of a milk distributor in the distribution thereof; and provided further such person has an exclusive actual or legal franchise to distribute within a clearly defined

geographical area all milk and fluid milk products offered for sale by the milk processing plant represented by such person.

(Filed in the office of the Secretary of State April 29, 1960)

To become effective August 1, 1960

Section IV Paragraph B is amended by adding Sub-paragraphs 5 and 6 as follows:

5. All milk and fluid milk products sold or offered for sale to the final consumer or to wholesale purchasers for service or resale to the final consumer shall be clearly labelled to show the state in which such products were packaged. The label shall read "Packaged in South Carolina", or the appropriate state in which the product was packaged. The label shall appear on the top portion of all paper containers, appearing on both sides of a gable type carton, and on the cap or hood of all glass containers. The label shall be in a color which contrasts with that on which it is printed and shall not be less than one-fourth inch in height on one-half gallon paper containers, one-eighth inch in height on quart units and units of smaller size paper containers, and one-sixteenth inch in height on caps or hoods on glass containers.
6. The containers in which milk and fluid milk products are sold or offered for sale to the final consumer or to wholesale purchasers for service or resale to the final consumer in South Carolina shall not bear any advertising of any product, article, or item of any kind; except milk, dairy products, or other food products. No portion of any such containers or attachment thereto shall be advertised or used as a coupon or certificate to acquire through purchase; as a gift, prize or award; or otherwise; any product, article, service or item of any kind.

DEPARTMENT OF EDUCATION

Promulgated under authority of Section 21-45, Code of Laws of
South Carolina, 1952

High School Regulations

(Filed in the office of the Secretary of State September 16, 1959)

The attached booklet, "Standards for Accredited High Schools," is a true and correct copy of High School Standards adopted by the State Board of Education August 21, 1959 and supersedes any rules or regulations heretofore adopted by the Board in conflict with rules and regulations published in this bulletin.

Those interested should refer to the copy filed in the office of the Secretary of State.

Teacher Education and Certification

(Filed in the office of the Secretary of State September 16, 1959)

Amendment to Certification Requirements Adopted by State Board of
Education August 21, 1959

Requirements for Teacher Education and Certification

Page 32—Section III, Paragraph D-2

Delete:

During a calendar year September 15 to September 15 no teacher while employed full time may submit for certification purposes more than a total of 15 semester hours or a total of 17 semester hours when laboratory credits are included. (Laboratory credit must be considered a part of the course itself, as in the case of chemistry or physics, in order for an additional hour to be given over and above the 15 as indicated in the regulation.) Between the months of September and June no teacher while fully employed may earn more than six semester hours of college credit unless the course taken carries an additional laboratory hour. The maximum credit accepted toward certification for summer school is one semester hour per week, and in no case may a teacher exceed the total allowed during the calendar year as indicated above.

Replace with:

Between the months of September and June no teacher while fully employed may earn more than six semester hours of college credit unless the course taken carries an additional laboratory hour. The maximum credit accepted toward certification for the time during which the teacher is not teaching is one semester hour per week except in those courses where an extra hour of laboratory credit may be allowed when laboratory is an integral part of the course being pursued.

Requirements for Teacher Education and Certification

Page 47, Paragraph C-2

Delete:

During a calendar year September 15 to September 15, no teacher while employed full time may submit for certification purposes more than a total of 15 semester hours or a total of 17 semester hours when laboratory credits are included. (Laboratory credit must be considered a part of the course itself, as in the case of chemistry or physics, in order for an additional hour to be given over and above the 15 as indicated in the regulation.) Between the months of September and June no teacher while fully employed may earn more than six semester hours of college credit unless the course taken carries an additional laboratory hour. The maximum credit accepted toward certification for summer school is one semester hour per week, and in no case may a teacher exceed the total allowed during the calendar year as indicated above.

Replace with:

Between the months of September and June no teacher while fully employed may earn more than six semester hours of college credit unless the course taken carries an additional laboratory hour. The maximum credit

accepted toward certification for the time during which the teacher is not teaching is one semester hour per week except in those courses where an extra hour of laboratory credit may be allowed when laboratory is an integral part of the course being pursued.

New Regulations Adopted by State Board of Education May 15, 1959, to be Added To Part One, Section VII, Requirements for Teacher Education and Certification.

Certification Requirements for Public School Speech Correctionists

I. Bachelor's Degree	
II. Endorsement of training institution certifying competence in conducting speech therapy in public school situation.	
	Semester Hours
III. General Education	
English	12
Biological and Physical Sciences	12
Social Studies (At least two fields must be represented)	12
Health	2 to 3
Art and Music	4 to 6
Total	42 to 45
IV. Professional Education	
A. Human Growth and Development	6
B. Principles and Philosophy of Education	
C. Principles of Learning, Methods and Materials } for Classroom Teaching	6
D. Directed Teaching in Speech Correction (Clinical Practicum—200 clock hours under supervision of qualified therapist. It is recommended that a minimum of 90 hours of the practicum be obtained in a public school situation.)	6
Total	18
V. Special Preparation in Speech Correction	
A. Basic Area	6
*1. Anatomy, Physiology, Mechanics, and Function of the Ear and Vocal Mechanism	
2. Phonetics	
3. Semantics	
4. Speech and Voice Science	
5. Psychology of Speech	
6. Experimental Phonetics	
*The area indicated by an asterisk must be represented in fulfilling credit requirements for Section A.	

	Semester Hours
B. Speech Pathology and/or Correction Courses	12
*1. Stuttering	
*2. Articulation—physical and psychogenic causes and correction	
3. Voice Disorders	
4. Cleft Palate	
5. Aphasia	
6. Cerebral Palsy	
7. Psychogenic Speech Problems	
8. Pathological Speech Problems	
*All areas indicated by an asterisk must be represented in fulfilling credit requirements for Section B. Any practicum received in connection with course work in these content areas may be counted in calculating the 200 clock hours of practicum required in Section IV.	
C. Audiology	3
1. Testing of Hearing	
2. Introduction to Audiology	
3. Auditory Training	
4. Speech Reading	
5. Speech for the Acoustically Handicapped	
D. Psychology	6
1. Human Growth and Development (May be counted in Professional Requirements)	
*2. Psychology of Adjustment	
*3. Abnormal Psychology	
*One of the two areas indicated by an asterisk must be represented in fulfilling credit requirements for Section D.	
E. Basic Course in Public Speaking	3
Total	30

State Plans Pertaining to Public Law 85-864

(Filed in the office of the Secretary of State September 16, 1959)

Public Law 85-864, known as the National Defense Education Act of 1958, requires the State Board of Education to submit plans in order to participate in the provisions of this law. The attached bulletins are true and correct copies of plans for administering Title III, Title V, Title VIII and Title X of such law. Plans pertaining to Titles III, V, and VIII were approved by the State Board January 23, 1959 and plans for Title X were approved June 19, 1959. Those interested should refer to the copies filed in the office of the Secretary of State.

EMPLOYMENT SECURITY COMMISSION

Promulgated under authority of Sections 68-63 and 68-162, Code of Laws of South Carolina, 1952

(Filed in the office of the Secretary of State September 14, 1959)

APPEAL REGULATIONS**For the Conduct of Appeals from Determinations and Decisions on
Claims for Benefits**

By virtue of authority vested in the South Carolina Employment Security Commission by the South Carolina Unemployment Compensation Law, and in order to establish uniform procedures under the Act, the following appeal regulations have been prescribed:

APPEAL REGULATIONS**1. Appeals to Appeal Tribunal****A. The Presentation of Appeals**

(1) The party appealing from an initial determination of a claims examiner shall file at the office where the claim was filed, or at the office of the Commission in Columbia, South Carolina, a Notice of Appeal on the form provided, setting forth the information required thereon. Copies of the Notice of Appeal shall be mailed to the other interested parties to the initial determination of the examiner which is being appealed.

(2) The party appealing from a determination of an examiner rendered subsequent to the issuance of an initial determination shall file a Notice of Appeal in like manner and place as is provided for appeal from an initial determination in Appeal Regulation 1-A-(1) above, which shall be treated in the same manner as is therein provided.

(3) The party appealing from a redetermination shall file Notice of Appeal as provided for in Appeal Regulation 1-A-(1) above, which shall be treated in the same manner as an appeal from an initial determination: **Provided That**, where there is pending an appeal from an initial determination, such appeal, unless withdrawn, shall likewise constitute an appeal from such redetermination.

(4) In cases where Section 68-114(4) of the Act is involved, and initial determination in the case has been made by a special examiner designated therefor by the Commission, the party appealing from the initial determination of such special examiner shall file a Notice of Appeal in like manner as provided for in Appeal Regulation 1-A-(1) above, which shall be treated in the manner prescribed in that Regulation.

(5) Upon the scheduling of a hearing for an appeal, Notice of Hearing upon the form provided shall be mailed at least seven (7) days prior to the date of hearing, specifying the place and time of hearing, and the hearing official, to all interested parties to the appealed claim.

(6) No additional hearings shall be allowed on the same appeal before the Appeal Tribunal except those subject to Appeal Rules 1-D-(1), 1-D-(2) and 1-C-(1)(2)(3).

B. Disqualification of Members of Appeal Tribunals

No person shall serve on an Appeal Tribunal in the hearing of any appeal in which he is interested. Challenges to the interest of any person serving on an Appeal Tribunal may be heard and decided by the Appeal Tribunal, or in its discretion referred to the Commission.

C. Hearing of Appeals

(1) All Appeal Tribunal hearings shall be de novo in nature and conducted informally and in such manner as to ascertain the substantial rights of the parties. The Appeal Tribunal shall include in the record and consider as evidence all records of the Agency that are material to the issues. All issues relevant to the appeal shall be considered and passed upon. Any party to the appeal may present such oral or written testimony as may be pertinent to the appeal. Where a party appears in person, the Tribunal shall examine and cross-examine such party and his witnesses, and may examine and cross-examine the witnesses of any opposing party. The Appeal Tribunal with or without notice to any of the parties, may take such additional evidence at the hearing as it deems necessary. After a hearing and prior to actually rendering the decision, the Appeal Tribunal with notice to the interested parties as provided for in Appeal Regulation 1-A-(5), may call the parties and any witnesses to appear before it for the taking of such additional evidence as it deems necessary.

(2) The parties to an appeal, with the consent of the Appeal Tribunal, may stipulate the facts involved in writing. The stipulations agreed upon shall be included in the record of the case. The Appeal Tribunal may decide the appeal on the basis of such stipulation, or, in its discretion, may set the appeal down for hearing and take such further evidence or hearing arguments, as it deems necessary to determine the appealed claim.

(3) The Appeal Tribunal, during the conduct of any hearing, may indicate to the reporter portions of the testimony that it wishes transcribed to aid it in preparing findings of fact and decision.

D. Adjournments of Hearings

(1) The Appeal Tribunal shall use its best judgment as to when adjournments of a hearing shall be granted, in order to secure all the evidence that is necessary and to be fair to the parties to the appeal.

(2) If the claimant fails to appear at the hearing, the Tribunal shall not issue a decision for a period of five days. If within such time the claimant applies for an adjourned hearing and the Tribunal finds that there was good cause for the claimant's absence, an adjourned hearing may be approved and parties so notified.

E. The Determination of Appeals

(1) Following the conclusion of hearing of an appeal, the Appeal Tribunal shall, as soon as possible, announce its findings of fact and decision with respect to matters or issues of the appeal. The decision shall be in writing. The Tribunal shall set forth its findings of fact, its decision, and the reasons therefor.

(a) In addition to the issues raised by the appealed determination the Tribunal may consider all issues affecting claimant's rights to benefits from the beginning of the period covered by the determination to the date of the hearing.

(b) The Appeal Tribunal may pass upon any offer of work, separation, or question of availability arising between the filing of an appeal and the Appeal Tribunal hearing in those cases in which the Benefit Section has issued no determinations with respect to such subsequent issues.

(c) The Appeal Tribunal may pass upon any issue framed prior to the filing of the appeal or the determination from which the appeal is taken, and with respect to which no determination has been issued by the Benefit Section.

(d) The Appeal Tribunal at a hearing may receive and consider appeals from determinations issued subsequent to the determination and appeal giving rise to the hearing, provided such appeals are timely.

(e) Subparagraph (a)(b)(c)(d) supra will apply only when the parties are identical or present at the Appeal Tribunal hearing or properly notified of the issue or issues.

(2) Copies of all decisions and the reasons therefor shall be mailed to all parties to the appeal, to the Claims Examiner, and to the Commission.

F. Notice of Rights to Appeal from Appeal Tribunal Decisions

Each benefit appeal decision which is sent to the parties to an appeal shall include or be accompanied by a notice specifying the appeal rights of the parties. The notice of appeal rights shall state clearly the place and manner for filing an appeal from the decision and the period within which an appeal may be taken.

2. Appeals to the Commission as a Board of Review

A. The Presentation of Application for Leave to Appeal to the Commission

(1) Any interested party to the decision of an Appeal Tribunal which is unanimous, may apply for leave to appeal from such decision to the Commission, by filing at the office where the claim was filed, or at the office of the Commission in Columbia, South Carolina, within ten (10) days after the date of notification or mailing of the decision of the Appeal Tribunal, an Application for Leave to Appeal to Commission on the form provided, setting forth the information required thereon. Such application may be accompanied by reference to or excerpts from the original record of the hearing before the Appeal Tribunal. Copies of the Application for Leave to Appeal shall be mailed to all interested parties to the decision of the Appeal Tribunal.

(a) The Commission may grant or deny any Application for Leave to Appeal, filed under Regulation 2-A-(1), without hearing, or may notify the interested parties to appear before it at a specified time and place for argument upon the application. Notices of such hearing for argument upon application, shall be mailed the interested parties to the decision of the Appeal Tribunal at least seven (7) days before the

date of the hearing. The Commission shall specify the matters to be heard and the place and time of hearing.

(b) Copies of the Commission's decision on any Application for Leave to Appeal shall be mailed to all interested parties to the decision.

(c) If leave to appeal to the Commission is granted, the Commission shall schedule a hearing. Notice of hearing on the form provided shall be mailed at least seven (7) days before the date fixed for hearing, specifying the matters to be heard and the place and time of hearing to all interested parties.

(2) Any interested party to the decision of an Appeal Tribunal, which is not unanimous, may apply for leave to appeal from such decision to the Commission by filing at the office where the claim was filed, or at the office of the Commission in Columbia, South Carolina, within ten (10) days after the date of notification or mailing of the decision of the Appeal Tribunal, an Application for Leave to Appeal to Commission on the form provided setting forth the information required thereon. Such application may be accompanied by reference to or excerpts from the original record of the hearing before the Appeal Tribunal. Copies of the Application for Leave to Appeal shall be mailed to all interested parties to the decision of the Appeal Tribunal.

(a) The Commission shall ascertain in the case of every Application for Leave to Appeal to Commission if the decision of the Appeal Tribunal was unanimous. If the decision was not unanimous, the appeal shall be allowed without further consideration.

(b) Copies of the Commission's decision to allow the appeal shall be mailed to all interested parties to the decision.

(c) The Commission shall schedule a hearing when the appeal is allowed. Notice of Hearing on the form provided shall be mailed at least seven (7) days before the date fixed for hearing, specifying the matters to be heard and the place and time of hearing to all interested parties.

B. Hearing of Appeals

(1) Except as provided in Appeal Regulation 2-D for the hearing of appeals removed to the Commission from an Appeal Tribunal, all appeals to the Commission shall be heard solely upon the evidence in the record before the Appeal Tribunal.

(2) In the hearing of an appeal upon the record, the Commission may limit the parties to oral argument, or may permit the filing of written argument, or both.

C. The Review of Decisions of Appeal Tribunals by the Commission on its Own Motion

(1) Within ten (10) days following a decision by an Appeal Tribunal, the Commission on its own motion may remove any decision to its own jurisdiction for review and may affirm, modify, or set aside such decision on the basis of the evidence previously submitted in such case, or may direct the taking of additional evidence.

(2) The Commission shall in such cases allow the parties an opportunity to present their views before it with seven (7) days notice thereof to all parties interested.

(3) Where the Commission directs the taking of additional evidence, it shall be taken in the manner prescribed for the conduct of hearings on appeals before the Appeal Tribunal, including seven (7) days' notice to the parties interested. Upon the completion of the taking of evidence and testimony pursuant to the direction of the Commission, the same shall be returned to the Commission for its consideration and decision.

D. The Hearing by the Commission on Appeals Ordered Removed to It from an Appeal Tribunal

(1) Any appeal before an Appeal Tribunal, ordered by the Commission to be removed to itself prior to hearing by the Appeal Tribunal, shall be presented, heard, and decided by the Commission in the manner prescribed in Regulation 1-C-(1), (2), and (3), for the hearing of appeals before the Appeal Tribunal.

(2) Any appeals heard by an Appeal Tribunal may, prior to a decision by the Tribunal, be ordered by the Commission to be removed to itself and shall then be presented, heard and decided by the Commission in the manner prescribed in Appeal Regulation 2-C-(2) and (3).

E. The Decisions of the Commission

(1) Appeals before the Commission may be heard by any two members thereof constituting a quorum. The Commission shall, as soon as possible, announce its findings and decision with respect to the appeal. The decision shall be in writing and shall be signed by the members of the Commission who heard the appeal. It shall set forth with respect to the matters appealed, the findings of fact of the Commission, its decision, and the reasons for such decision.

(2) If a decision of the Commission is not unanimous, the decision of the majority shall control. The minority may be recorded as dissenting or file a written dissent from such decision, which shall set forth the reasons for failure to agree with the majority.

(3) Copies of all decisions and the reasons therefor shall be mailed by the Commission to the interested parties.

3. Issuance of Subpoenas

A. Subpoenas to compel the attendance of witnesses and the production of records for any hearing of an appeal, shall be issued by the Commission or its authorized representative, a member of the Commission or an Appeal Tribunal.

B. Subpoenas for witnesses shall be issued only for the witnesses shown to be necessary in the application.

C. Witnesses subpoenaed for any hearing before an Appeal Tribunal or the Commission shall be paid witness and mileage fees by the Commission in accordance with the following schedule:

(1) Witness fee One (\$1.00) Dollar per diem or fraction thereof.

(2) Mileage fee Five (5¢) Cents per mile, from place of residence to place of hearing and return.

In no case shall witness fee or mileage exceed that allowed witnesses in the Court of Common Pleas of the County in which the hearing is held.

4. Orders for Supplying Information from the Records of the Agency

A. Orders for supplying information from the records of the Employment Security Commission to a claimant or his duly authorized representative, to the extent necessary for the proper presentation of a claim, shall issue only upon application therefor, which shall state, as nearly as possible, the nature of the information desired, and its relevancy to the claim.

B. In all cases where an order to supply a claimant or his duly authorized representative with information from the records is issued, the party shall be furnished such information.

5. Representation Before Appeal Tribunal and the Commission

A. Any individual may appear for himself in any proceeding before an Appeal Tribunal or the Commission. Any partnership may be represented by any of the partners. An association may be represented by any of the members of such association. A corporation may be represented only by an attorney at law, except that any employee or agent of a corporation may give factual information to the Commission or its Appeal Tribunal. Representatives of labor unions, employee or employer organizations, may appear and give factual information or data which will be pertinent or helpful to the determination of the issues before the Commission or its Appeal Tribunal.

B. Any party may be represented by an attorney at law who is admitted to practice before the Supreme Court of South Carolina or the highest court of any of the States of the United States before any Appeal Tribunal or the Commission.

C. The Commission, or the Appeal Tribunal, in its discretion, may refuse to allow any person to represent others in any proceeding before it, who it finds is guilty of unethical conduct, or who intentionally and repeatedly fails to observe the provisions of the South Carolina Employment Security Law, or the Rules, Regulations, and/or instructions of either the Tribunal or the Commission.

6. Inspection of the Decisions of the Appeal Tribunals and the Commission

A. Originals of all decisions of the Appeal Tribunal and the Commission shall be kept on file at the office of the South Carolina Employment Security Commission, Columbia, South Carolina, and shall be subject to inspection by the parties thereto, or their duly authorized representatives, subject to the provisions of Sections 68-65 and 68-67 of the Act.

B. Copies of the complete file of decisions of Appeal Tribunal and the Commission shall be open to the public for inspection, but such copies shall not reveal the identity of the parties.

7. Appeal to the Courts

A. Any party to the appeal before the Commission who has exhausted his remedies before the Commission may, within ten (10) days after the decision of the Commission has become final, file a petition with the Court of Common Pleas for the County in which the employee resides or the County in which he was last employed, for a review of the decision of the Commission.

B. The party filing the petition for the review shall serve a copy of the petition upon the Commission by delivering a copy to the Executive Director of the Commission at Columbia, South Carolina.

Regulation XXVIII. Benefits Payable Under Title XV of the Social Security Act, as amended

Promulgated under authority of Section 68-63, Code of Laws of South Carolina, 1952

(Filed in the office of the Secretary of State December 29, 1959)

To become effective October 1, 1959

Pursuant to Section 68-64, S. C. Code, 1952, as amended, the Commission has entered into an Agreement with the Secretary of Labor to act as agent of the United States in the administration of Title XV of the Social Security Act as amended, which provides for the payment of unemployment compensation benefits to Federal employees (UCFE—Unemployment Compensation for Federal Employees) and ex-servicemen (UCX—Unemployment Compensation for Ex-Servicemen); to cooperate with the Secretary and with other State agencies in making such payments, and to pay compensation under Title XV to individuals entitled thereto in the same amount, on the same terms, and subject to the same conditions as compensation would be payable to such individuals under the State Unemployment Compensation Law, if such individuals' Federal service and Federal wages had been included as employment and wages under the South Carolina Law.

a. Distribution of cost of benefit payments under State and Federal programs.

A UC, UCFE, or UCX claimant who has exhausted his benefits in a previous benefit year and has been held ineligible under Section 68-105, S. C. Code, 1952, as amended, will not be eligible for benefits in a subsequent benefit year under any program until the conditions of Section 68-105 have been satisfied. Benefits paid to a UC, UCFE, or UCX claimant who is ineligible for benefits under Section 68-105 and subsequently earns wages in employment will be charged as follows:

(1) If an otherwise eligible state UC claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a state covered employer, his claim will be paid and charged to the covered employer's account.

(2) If an otherwise eligible State UC claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit

amount from a Federal agency, his claim will be paid and charged to the State Trust Fund. (No employer's experience rating account will be charged.)

(3) If an otherwise eligible UCFE or UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount in Federal employment or from a State covered employer as defined in Section 68-11, his claim will be paid and benefits will be charged to the Federal program.

(4) If an otherwise eligible joint UC-UCFE or joint UC-UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a State covered employer, the state portion of the claim will be charged to the employer's account and the Federal portion will be charged to the Federal program.

(5) If an otherwise eligible joint UC-UCFE or joint UC-UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a Federal agency, the State portion will be charged to the State Trust Fund (no employer's account will be charged) and the Federal portion will be charged to the Federal program.

For the purpose of this paragraph, any lump sum payment of "terminal annual leave" made to a UCFE claimant will constitute employment and wages for the period covered by annual leave after the actual separation from employment, and such payment will be considered in determining whether a UCFE claimant has earned eight times his weekly benefit amount in employment to satisfy the provisions of Section 68-105.

b. Eligibility based on State "frozen wage credits" and UCX military Service.

Under Section 68-112 of the S. C. Unemployment Compensation Law, an individual who leaves covered employment to enter military service is entitled to have his wage credits "frozen" in accordance with Regulation XIX.

In processing a claim for an ex-serviceman who is entitled to benefits under the provisions of Section 68-112 and is also entitled to benefits under Section 1511, Title XV, of the Social Security Act, as amended, based on his military wages, a determination will be made of the individual's entitlement based on State "frozen wage credits" under Regulation XIX.

A second determination will be made for UCX benefits based on Title XV military wages in the normal base period (as defined in Section 68-6) of the claim.

(1) If the individual's benefits calculated on the normal base period are superior to those calculated on the "frozen wage credits" base period and the only wages in the normal base period are UCX wages, the claim will be considered as UCX and the total benefits paid will be charged to the Federal program.

(2) If the individual's benefits calculated on "frozen wage credits" are superior to those calculated on the normal base period of the UCX claim, the claim will be considered as a "frozen wage credit" claim and the total amount of benefits paid will be charged to the State Trust Fund.

(3) If the normal base period of the UCX claim contains state wages, which will provide some benefits, in addition to Title XV (UCX) military wages, only the increased cost of benefits will be charged to the Federal program.

(4) If the normal base period of the UCX claim contains UCFE Federal wages and UCX military wages, no segregation need be made and the benefits will be charged to the Federal program.

c. Exclusion of Federal Wages in a Determination.

In making a monetary determination of a State UC claim, Federal wages will not be included in such determination if doing so will reduce the amount of benefits to which the individual is entitled on the basis of his state wages alone.

d. Payment for Weeks of Less than Full-Time Employment.

The amount of partial benefits to be paid to a joint UC-UCFE or joint UC-UCX claimant for a week of partial or part-total unemployment as defined in Regulation XI shall be computed on the basis of the joint maximum weekly benefit amount. The charge to the Federal Government for benefits paid will be the amount in excess of that which the claimant would have received on his state UC claim without the inclusion of Federal wages.

(Filed in the office of the Secretary of State May 25, 1960)

The following Regulation XXVIII supersedes the above regulation which was filed in the office of the Secretary of State December 29, 1959.

This amendment simply deletes a single paragraph from the previous Regulation XXVIII for the purpose of bringing the Rules and Regulations of the Commission into conformity with Public Law 86-442, Section 1505, Title XV of the Social Security Act, as amended, which the President signed on April 22, 1960.

Regulation XXVIII. Benefits Payable Under Title XV of the Social Security Act, as amended

To become effective May 23, 1960

Pursuant to Section 68-64, S. C. Code, 1952, as amended, the Commission has entered into an Agreement with the Secretary of Labor to act as agent of the United States in the administration of Title XV of the Social Security Act, as amended, which provides for the payment of unemployment compensation benefits to Federal employees (UCFE—Unemployment Compensation for Federal Employees) and ex-servicemen (UCX—Unemployment Compensation for Ex-Servicemen); to cooperate with the Secretary and with other State agencies in making such pay-

ments, and to pay compensation under Title XV to individuals entitled thereto in the same amount, on the same terms, and subject to the same conditions as compensation would be payable to such individuals under the State Unemployment Compensation Law, if such individuals' Federal service and Federal wages had been included as employment and wages under the South Carolina Law.

a. Distribution of cost of benefit payments under State and Federal programs.

A UC, UCFE, or UCX claimant who has exhausted his benefits in a previous benefit year and has been held ineligible under Section 68-105, S. C. Code, 1952, as amended, will not be eligible for benefits in a subsequent benefit year under any program until the conditions of Section 68-105 have been satisfied. Benefits paid to a UC, UCFE, or UCX claimant who is ineligible for benefits under Section 68-105 and subsequently earns wages in employment will be charged as follows:

(1) If an otherwise eligible state UC claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a state covered employer, his claim will be paid and charged to the covered employer's account.

(2) If an otherwise eligible State UC claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a Federal agency, his claim will be paid and charged to the State Trust Fund. (No employer's experience rating account will be charged.)

(3) If an otherwise eligible UCFE or UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount in Federal employment or from a State covered employer as defined in Section 68-11, his claim will be paid and benefits will be charged to the Federal program.

(4) If an otherwise eligible joint UC-UCFE or joint UC-UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a State covered employer, the state portion of the claim will be charged to the employer's account and the Federal portion will be charged to the Federal program.

(5) If an otherwise eligible joint UC-UCFE or joint UC-UCX claimant (ineligible under Section 68-105) earns as much as eight times his weekly benefit amount from a Federal agency, the State portion will be charged to the State Trust Fund (no employer's account will be charged) and the Federal portion will be charged to the Federal program.

b. Eligibility based on State "frozen wage credits" and UCX military Service.

Under Section 68-112 of the S. C. Unemployment Compensation Law, an individual who leaves covered employment to enter military service is entitled to have his wage credits "frozen" in accordance with Regulation XIX.

In processing a claim for an ex-serviceman who is entitled to benefits under the provisions of Section 68-112 and is also entitled to benefits under Section 1511, Title XV, of the Social Security Act, as amended, based on his military wages, a determination will be made of the individual's entitlement based on State "frozen wage credits" under Regulation XIX.

A second determination will be made for UCX benefits based on Title XV military wages in the normal base period (as defined in Section 68-6) of the claim.

(1) If the individual's benefits calculated on the normal base period are superior to those calculated on the "frozen wage credits" base period and the only wages in the normal base period are UCX wages, the claim will be considered as UCX and the total benefits paid will be charged to the Federal program.

(2) If the individual's benefits calculated on "frozen wage credits" are superior to those calculated on the normal base period of the UCX claim, the claim will be considered as a "frozen wage credit" claim and the total amount of benefits paid will be charged to the State Trust Fund.

(3) If the normal base period of the UCX claim contains state wages, which will provide some benefits, in addition to Title XV (UCX) military wages, only the increased cost of benefits will be charged to the Federal program.

(4) If the normal base period of the UCX claim contains UCFE Federal wages and UCX military wages, no segregation need be made and the benefits will be charged to the Federal program.

c. Exclusion of Federal Wages in a determination.

In making a monetary determination of a State UC claim, Federal wages will not be included in such determination if doing so will reduce the amount of benefits to which the individual is entitled on the basis of his state wages alone.

d. Payment for Weeks of Less than Full-Time Employment.

The amount of partial benefits to be paid to a joint UC-UCFE or joint UC-UCX claimant for a week of partial or part-total unemployment as defined in Regulation XI shall be computed on the basis of the joint maximum weekly benefit amount. The charge to the Federal Government for benefits paid will be the amount in excess of that which the claimant would have received on his state UC claim without the inclusion of Federal wages.

BOARD OF HEALTH

Promulgated under authority of Section 32-8, Code of Laws of
South Carolina, 1952

Addition of Fluorides to Public Water Supplies

(Filed in the office of the Secretary of State September 21, 1959)

The following is an amendment to Rules and Regulations relating to water supply and water purification plants filed in the office of the Secretary of State February 17, 1944 and which may be found on page 687 of Volume 7, Code of Laws of S. C., 1952.

Section 15. No municipality, industry, water company, or individual operating a public or semi-public water supply shall add sodium fluoride, sodium silicofluoride or fluoride in any form to a public or semi-public water supply without first having obtained the written approval of the State Health Officer or his representative authorized to give this approval. This approval will be based principally on the equipment to feed the fluoride, equipment for testing the amount of fluoride that has been added, the qualifications of the personnel to operate and keep records of such injections, and the amount of natural fluorides present in the water supply.

Tests shall be made at least daily and recorded. These records shall be preserved for at least ten years. Records, as required by the State Board of Health, shall be supplied.

Samples of water from the distribution system must be collected and mailed monthly to the Division of Sanitary Engineering of the State Board of Health in Columbia. Sample bottles and mailing tubes will be supplied by the State Board of Health.

If, at any time, the State Health Officer has reasons to believe the proper dosages are not being administered, he may order the discontinuance of such injections.

Licensing Hospitals and Institutional General Infirmaries**Licensing Nursing Homes and Institutional Nursing Homes**

Promulgated under authority of Section 32-792, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State November 3, 1959)

Copies of "Minimum Standards for Licensing in South Carolina Hospitals and Institutional General Infirmaries" and "Minimum Standards for Licensing in South Carolina Nursing Homes and Institutional Nursing Infirmaries" are filed in the office of the Secretary of State. Those interested should refer to these copies.

Sanitary Control of Shellfish Industry

Promulgated under authority of Section 32-8, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State December 3, 1959)

The following is an amendment to rules and regulations relating to the Sanitary Control of the Shellfish Industry which was filed in the

office of the Secretary of State on October 31, 1957 (1959 Supplement, Volume 7, page 119, Code of Laws of South Carolina, 1952).

4.43. Any shellfish shipper without the State of South Carolina shipping, selling or offering for sale within the State of South Carolina shellfish of any type shall prior thereto comply with all of the laws of the State of South Carolina, as well as the rules and regulations of the South Carolina State Board of Health pertaining to sanitary control of shellfish. Any such shipper shall be approved by the United States Public Health Service and shall be listed by name and number in the latest publication of the United States Public Health Service bulletin before any such sale or offer for sale is made within the State of South Carolina. Any person shipping or selling such shellfish within the State of South Carolina in violation of this rule and regulation shall be subject to the penalties provided by law and such shellfish shall be confiscated in accordance with the laws of the State of South Carolina.

Milk and Milk Products

(Filed in the office of the Secretary of State February 8, 1960)

The following is an amendment to the rules and regulations governing MILK AND MILK PRODUCTS filed in the office of the Secretary of State April 27, 1956, except as otherwise noted (1959 Supplement, Volume 7, Page 186, Code of Laws of South Carolina, 1952).

Item 1 r, "Cows—Health" of Section 7, "The Grading of Milk Products" is hereby changed to read as follows:

"All milk and/or milk products offered for sale and/or having in possession for sale within the State of South Carolina shall be from cows and/or goats free from tuberculosis and/or brucellosis.

"All cows and/or goats shall be tested for tuberculosis and/or brucellosis every twelve (12) months.

"All additions to the herd shall be free from tuberculosis and/or brucellosis.

"Said tests and retests shall be made and any reactors disposed of in accordance with the latest requirements approved by the United States Department of Agriculture, for tuberculosis and/or brucellosis free cows and/or goats, in effect at the time of the adoption of this rule and regulation.

"A certificate identifying each animal signed by the veterinarian and the director of the laboratory making the test, and filed as directed by the health officer shall be evidence of the above test.

"Cows which show a complete induration of one quarter or extensive induration in one or more quarters of the udder upon physical examination, whether secreting abnormal milk or not, shall be permanently excluded from the milking herd: Provided, That this shall not apply in the case of a quarter that is completely dry. Cows giving bloody, stringy, or otherwise abnormal milk, but without entire or extensive induration of the udder, shall be excluded from the herd until re-examination shows that the milk has become normal.

"For other diseases, such tests and examinations as the health officer may require after consultation with State livestock sanitary officials shall be made at intervals and by methods prescribed by him, and any diseased animals or reactors shall be disposed of as he may require."

Midwives

(Filed in the office of the Secretary of State March 31, 1960)

The following supersedes rules and regulations governing Midwives, filed in the office of the Secretary of State May 13, 1958 (1959 Supplement, Volume 7, page 185, Code of Laws of South Carolina, 1952).

MIDWIFE CERTIFICATE OF REGISTRATION

Issued under the laws of the State of South Carolina

This is to Certify that.....residing at.....
.....County.....is duly registered with the local
registrar and/or at the office of the County Health Department of the
County of.....

This certificate is valid for the calendar year 1960 and must be renewed annually. The midwife whose name appears above is subject to the rules and regulations of the South Carolina State Board of Health.

Approved effective November 18, 1959, by order of the
Executive Committee of the State Board of Health.

Signed:

Attest:

.....M. D.
County Health Officer
.....R. N.
County Nurse

....., Secretary

Date Issued

Rules and Regulations Governing Midwives in the State of South Carolina

- I. (1) All midwives shall register with the local registrar and/or at the County Health Department.
- (2) In each county midwives shall be subject to the supervision and control of the county health officer.
- (3) Midwives shall report to the public nurse(s) of their county, or to the county health officer whenever requested to do so.

II. REQUIREMENTS FOR REGISTRATION.

- (1) In order to secure a Certificate of Registration a midwife shall be able to read and write. She shall be able to see well, have average intelligence and be in good general health. She shall have an annual physical examination by a licensed medical doctor. She must be free from communicable diseases.
- (2) Every midwife shall have a negative test for syphilis or shall be non-infectious.
- (3) Before becoming eligible to register, all new midwives are required to attend a prescribed course of instructions of two weeks

at an annual State or district midwife institute. Upon completion of this course, the certificate to practice is granted at the discretion of the health officer and may be withdrawn at his discretion.

- (4) It is required that a midwife attend a two weeks institute every four years.

III. REGULATIONS.

- (1) A midwife shall notify the County Health Department when she accepts a case for delivery. She shall also notify the county health department within twenty-four hours after delivery of a case.
- (2) A midwife shall see that any patient whom she accepts for delivery receives prenatal care approved by the health department, this care to be given by a licensed medical doctor or at an approved clinic.
- (3) A midwife shall go on a case completely equipped with all necessary supplies.
- (4) A midwife shall wash her hands with warm water and soap before attending a woman in confinement.
- (5) She shall keep herself, her patient, bed, clothing and all that comes in contact with the patient clean.
- (6) She shall not pass her fingers or any instrument into the birth canal or the rectum of the woman for the purpose of examination or for any other purpose.
- (7) She shall not give an injection of any kind into the birth canal.
- (8) A midwife shall not give drugs of any kind except under the direction of a licensed medical doctor.
- (9) A midwife shall endeavor to secure a licensed medical doctor if the child is not born after twelve hours of labor or if anything goes wrong.
- (10) As soon as the cord is cut, it shall be dressed with a sterile dry dressing.
- (11) Within an hour after the child is born, two drops of 1 per cent solution of nitrate of silver from a freshly opened ampule shall be dropped into each eye.
- (12) Every case of "baby's sore eyes" or reddening of the eyelids or any other abnormality shall be reported at once to a licensed medical doctor and to the county health department.
- (13) A midwife shall not leave one case to go on another or attempt to handle two or more deliveries at the same time.
- (14) The midwife shall remain with her patient for a period of not less than two hours following delivery.
- (15) Within ten days after each birth she attends, a midwife shall register a certificate of birth with the local registrar.
- (16) If a baby is born too soon, or weighs less than 5 1/2 pounds, the midwife shall report it to the County Health Department as soon as the baby is born.
- (17) No person who has failed to obtain and hold a certificate as set forth above shall practice midwifery in this State.

IV. PENALTY.

Any person violating any of the above rules or regulations shall, upon conviction, be punished as provided in Section 32-17, Code of Laws of South Carolina, 1952. (This section provides that any one failing to comply with any of the rules or regulations of the Executive Committee of the State Board of Health shall, upon conviction, be fined not to exceed \$100.00 or imprisoned not to exceed thirty days.)

Design, Construction and Operation of Swimming Pools

(Filed in the office of the Secretary of State May 3, 1960)

Minimum standards as given herewith shall apply to all public or semi-public swimming pools, under all categories of usage, excepting as specifically noted under subsequent headings.

DEFINITIONS.

All artificially constructed swimming pools other than residential pools, wading pools and spray pools, as herein defined, shall be deemed to be public pools. These latter types of pools shall be subject to the minimum standards contained in paragraph 22, when built for public use.

1. Residential pools which are excepted herein shall be defined as any privately-owned pool which is built in connection with single-family residence, the use of which shall be confined to the family of each householder and his private guests.

2. Public Swimming Pools: For purposes of Regulations, public and semi-public swimming pools shall be defined as listed in the following categories, based upon specific characteristics of size, usage and other factors:

Type "A" Any municipal, community, school, country club, athletic club or swimming club pool or pool for other similar usage and type.

Type "B" Large hotels of more than 100 units, with pools having a water surface area in excess of 1,600 square feet.

Type "C" Motels and apartments, multiple housing units, small hotels of less than 100 units, not open to the general public and with pools having a water surface area of less than 1,600 square feet.

Type "D" Treatment pools, therapeutic pools and special pools for water therapy.

Type "E" Indoor pools.

Exceptions: The above categories shall be the basis for certain specific variations from the Regulations for public swimming pools as a whole.

3. Natural Bathing Places: Includes all streams, rivers, lakes, and tidal waters used for swimming or recreational bathing.

4. Wading Pool: A wading pool shall normally be a small pool for non-swimming children only, used only for wading and shall have a maximum depth at the deepest part not greater than 24 inches.

5. Spray Pools: Artificial pools into which water is sprayed but not allowed to pond.

6. Main Suction: The line connecting the main outlet to the pump suction.

7. Main Outlet: The outlet(s) at the deep portion of the pool through which the main flow of water leaves the pool.

8. Vacuum Fitting: The fitting in the wall of the pool which is used as a convenient outlet for connecting the underwater suction cleaning equipment.

9. Vacuum Piping: The piping which connects the vacuum fitting to the pump suction.

10. Return Piping: The piping which carries the filtered water from the filter to the pool.

11. Inlet: The fitting or opening through which filtered water enters the pool.

12. Face Piping: The piping with all valves and fittings which are used to connect the filter system together as a unit.

13. Recirculating Piping: The piping from the pool to the filter and return to the pool, through which the water circulates.

14. Backwashing Piping: The piping which extends from the backwash outlet of the filters to its terminus at the point of disposal.

15. Receptor: An approved fixture or device of such material, shape and capacity as to adequately receive the discharge from indirect waste piping, so constructed and located as to be readily cleaned.

16. Filter: Any material or apparatus by which water is clarified.

17. Underdrain: An appurtenance at the bottom of the filter to assure equal distribution of water through the filter media.

18. Filter Element: That part of a filter device which retains the filter media.

19. Recirculating Skimmer: A device connected with the pump suction used to skim the pool over a self-adjusting weir and return the water to the pool through the filter.

20. Overflow Gutter: A device at the normal water level which is used as an overflow and to skim the pool surface.

21. Filter Media: The fine material which entraps the suspended particles.

22. Filter Sand: A type filter media.

23. Diatomaceous Earth: A type filter media. The fossil remains of a microscopic marine plant used in a thin coating over filter septa or bags.

24. Filter Rock: Graded rock and gravel used to support filter sand.

25. Pool Depth: The distance between the floor of the pool and the maximum operating level when pool is in use.

26. Pool Decks: The paved area around the pool.

27. Lifeline Anchors: Rings in wall of pool at transition point between shallow and deep areas.

Section A—Design and Construction

1. Submission of Plans: No public swimming pool shall be constructed, materially altered, or enlarged until complete plans and specifications prepared by an engineer or architect, registered in the State of South

Carolina, together with such other information as the State Health Officer may require, have been submitted, in duplicate, to the Division of Sanitary Engineering of the S. C. State Board of Health, and a formal approval issued by the State Health Officer.

Natural bathing places are under the jurisdiction of the County or City Health Departments and do not require submission of plans to the Division of Sanitary Engineering of the State Board of Health.

2. Water Supply: All water used in swimming pools shall be from sources that are approved by the regulatory health agency. No piping arrangements shall exist which, under any conditions, permits sewage or waste water to enter the swimming pool water system or water from the swimming pool to enter the make-up water supply.

If source is from other than a municipal supply, approval of the County or City Health Department must accompany plans and specifications submitted.

3. Location: The location of a pool shall in no way hinder the operation for which it is designed nor adversely affect bather's safety or water quality.

4. Wall and Floor Finish: Wall and floor finish shall be of masonry tile or similar impervious material, non-toxic to man, and shall be reasonably enduring. Finish shall be moderately smooth and of a light color.

5. Shape and Slope: The pool shall be designed and constructed of such contour, shape, etc., that efficient and safe control of the bathers can be accomplished. The transition point or break point between the shallow and deep ends shall be at a depth of not less than four feet, six inches (4'6"). The pool floor shall have a uniform slope from shallow end to transition point and shall not exceed one foot (1') vertical to ten feet (10') horizontal. The minimum depth shall be three feet (3').

6. Walks: Walks shall be continuous around the pool with a minimum width of 8 feet of unobstructed clear distance including a curb at the pool edge, if such a curb is used. Exceptions may be made in Types B, C, D, and E as below:

B—4 feet

D—No minimum

C—4 feet

E—4 feet

A minimum of a 3-foot walk width shall be provided on the sides and rear of any piece of diving equipment.

The finish texture of walks must be non-slip and such that there will be no discomfort to bare feet.

Hose bibbs shall be provided around the perimeter of the deck area at intervals such that all parts of the swimming pool deck area may be reached with a 100-foot hose.

The deck shall be constructed of concrete or other approved material. The material shall have a non-slip or smooth broom finish. The deck shall have a pitch of not less than one-fourth inch (1/4") nor more than five-eighths inch (5/8") to the foot and be so designed as to conduct drainage away from the pool area in a manner not to create or maintain pools of water or a nuisance. All deck drainage must be "to waste" and not be filtered and returned to pool.

7. Fences: All Type "A" outdoor swimming pools including deck area shall be enclosed by a substantial barrier or fence of minimum 4-foot height to promote safety and cleanliness of water.

8. Steps and Ladders: Non-slip steps will be permitted on the shallow end and may extend inside the pool provided they are adequately marked. Two or more ladders shall be provided for all pools. One ladder shall be provided for each 75 feet perimeter. One ladder may be deleted if recessed or radial steps are installed in the shallow end of the pool. Where radial or recessed steps are used, a handrail shall be installed. All ladders shall be a minimum of three-tread design and shall include treads of non-slip construction. Ladders and handrails shall be of removable type.

9. Overflow Facilities: All semi-public and public pools shall have one of the following types of surface skimming devices:

a. Overflow Gutters.

(1) Recessed Gutters: If recessed gutters are used, they shall be located near the top of the pool wall and shall have a minimum depth of three inches (3"). They shall be uniformly level and be designed to serve as a handhold. The gutter drain outlets shall be constructed of a non-corrosive material and shall be placed on a minimum of fifteen foot (15') centers in all recessed gutters. The gutter bottom shall slope toward these outlets with the minimum slope of one-eighth inch (1/8") per foot. Gutter must be easily accessible for cleaning. The opening into gutter shall not be less than 4 inches (4") high and interior not less than 4 inches (4") wide.

(2) Lay-Out or Roll-Out Gutters: A lay-out or roll-out gutter must have a width of 8 to 12 inches and shall have an edge uniformly level. The lip of the gutter shall have a minimum pitch of 1 inch to 12 inches of width. Gutter drains of non-corrosive material shall be located on 8-foot centers in flat or non-sloping roll-out gutters.

b. Recirculating Surface Skimmers.

At least one skimmer shall be provided for each 800 square feet, or fraction thereof, of water surface area provided acceptable handhold is installed. The handhold shall be no more than 9 inches above the normal water level.

(1) Each skimmer shall be designed for a flow-through rate of at least 30 gallons per minute and the total capacity of all skimmers in any pool shall be approximately 50% of the required filter flow of the recirculation system.

(2) They shall be automatically adjustable to variations in water level over a range of at least three inches (3").

(3) An easily removable and cleanable basket, or screen, through which all overflow water must pass shall be provided to trap large solids.

(4) The skimmer shall be provided with a device to prevent air-lock in the suction line. If an equalizer pipe is used, it shall provide an adequate amount of make-up water for pump suction should the water of the pool drop below weir level. This pipe shall be at least

one and one-half inches (1 1/2") in diameter and shall be located at least one foot (1') below the lowest overflow level of the skimmer.

(5) The overflow weir shall be of sufficient length to maintain a rate of flow of at least twenty (20) gallons per minute per lineal foot of weir lip.

(6) The skimmer shall be of substantial, enduring and reasonably corrosion-resistant material. Each skimmer shall have a device to control flow.

(7) If overflow connections are not provided in skimmer tanks, some type overflow shall be built into the pool wall which will be of sufficient size to carry off water that could be supplied by the fill-spout.

10. Mechanical Pool Fittings: Overflow gutter branch lines from each drain fitting, where fittings are on 15-foot centers, shall be not less than 2" I.D.S.; where gutter fittings are on 8-foot centers, the branch line may be 1 1/2" I.D.S.

11. Pool Inlets and Outlets: Shall be provided and arranged to produce a uniform circulation of water and the maintenance of uniform disinfectant residual throughout the pool. There shall be at least four inlets.

Provisions shall be made to adjust the flow through all inlets. Maximum flow rates (in gpm) through various sized inlet branches shall be not more than as listed below:

Size	1"	1-1/4"	1-1/2"	2"
GPM	10	20	30	50

In pools with surface area greater than 1,500 square feet or length in excess of 60 feet, inlets shall be placed around the entire perimeter. In any case, an adequate number of inlets shall be provided, properly spaced and located to accomplish complete recirculation and the maintenance of a uniform and adequate disinfecting medium at all times.

12. Main Drain Spacing: When the outlets to pool pump suction are installed in the pool floor near one end, the spacing shall not be greater than 20 feet on centers and an outlet shall be provided not more than 15 feet from each side wall. At least one outlet shall be provided at the lowest point of the floor to completely drain the entire floor area.

The outlet grate clear area shall be such that when the maximum flow of water is being pumped through the floor outlet, the velocity through the clear area of the grate shall not be greater than 1 1/2 feet per second. Outlet grates shall be anchored and openings in grates shall be slotted and the minimum dimension of slots shall be not more than 1/2".

Where outlet fittings consist of parallel plates, of so-called anti-vortex type where the water enters the fittings from the sides, rather than through a grating facing upward, entrance velocities may be increased to 6 feet per second. All pool fittings shall be of corrosion-resistant materials.

13. Piping: The determination of sizes of pipe, fittings and valves on the complete main pump suction line from the swimming pool shall be based upon a rate of friction losses for piping of not more than 6 feet per 100 feet of pipe based upon Hazen-Williams formulae for 15 year old piping.

All piping on the discharge side of the pump for filtration and to the point for discharge of backwash water from the filter plant shall have pipe sizes determined on a basis of friction losses which shall be not more than 12 feet per 100 feet or a velocity of 10 feet per second and pipe selection shall be made based upon Hazen-Williams formulae for 15 year old pipe. In the determination of pipe sizes required, the criterion which would call for the largest pipe size shall govern.

All pool piping shall be supported to preclude against possible settlement which will either provide dirt draps or air pockets and a condition which would result in rupture of the line.

All pressure and suction lines shall have a uniform slope in one direction of not less than 3 inches per 100 feet. Gravity waste lines around the pool 6 inches or smaller shall have a minimum slope of $\frac{1}{8}$ " per foot. Lines larger than 6 inches and all outfall waste mains shall be designed with a size of pipe and slope to freely carry the maximum flows required with no surcharge or back-pressure in the lines. All piping and equipment shall be provided with positive means of completely draining all water to prevent damage from freezing.

14. Pump and Motor: Pump and motor unit shall be provided for recirculation of the pool water to meet the conditions of quantity required for filtering and cleaning the filters with the total dynamic head developed by the complete system. The requirements for filtration shall be based upon the maximum head loss developed immediately prior to washing the filters. The motor shall be non-overloading at any point on the curve.

15. Depth Markers: Depth of water shall be plainly marked at or above the water surface on the vertical pool wall and on the edge of the deck or walk next to the pool, at maximum and minimum points and at the points of break between the deep and shallow portions and at intermediate increments of depth, spaced at not more than 25-foot intervals. Depth markers shall be in numerals of 4-inch minimum height and of a color contrasting with background. Markers shall be on both sides and ends of the pool.

16. Diving Equipment: At least thirteen feet (13') of unobstructed clear area shall be provided above the diving board.

17. Diving Area: An unobstructed water surface area of ten feet (10') clear radius from the center end of each diving board set higher than 2 feet above water level shall be provided. From the center end of the boards not exceeding 2 feet in height, an 8-foot clear radius may be used. Diving depth of 8 feet minimum shall be provided. For curved wall construction, the 6-foot depth may be no farther out than a maximum of 15 inches from the pool wall. For each meter or fraction thereof in diving board height above one meter, the minimum depths shall be increased one foot. The length of the diving bowl to slope break shall be a minimum of 20 feet.

18. Electrical Requirements.

a. Underwater Lighting: Where underwater lighting is used, not less than 0.5 watts shall be employed per square foot of pool area.

b. Area Lighting: Where underwater lighting is employed, area lighting shall be provided for the deck area and directed toward the

deck area and away from the pool surface insofar as practical in a total capacity of not less than 0.6 watts per square foot of deck area. Where underwater lighting is not employed and night swimming is permitted, area and pool lighting combined shall be provided in an amount of not less than 2 watts per square foot of pool area.

c. All wiring in connection with requirements for a swimming pool for lighting or power shall conform with the codes of the National Underwriters Laboratory (National Electric Code).

d. In addition to any other grounding, each underwater light unit shall be individually grounded by means of a screwed or bolted connection to the metal junction box from which the branch circuit to the individual light proceeds.

e. Overhead Wiring: No overhead electric wiring for lighting or power shall be permitted to pass within 20 feet of the pool.

19. Recirculation and Filtration: All public swimming pools shall have recirculation and filtration equipment provided for water purification in accordance with criteria herein or have a complete turnover of flow through water at least every eight hours and have water of chemical and bacteriological quality acceptable to the State Health Officer.

a. Filters, Sand: These minimum standards shall apply, where applicable, to either gravity or pressure sand filters.

The filter bed shall consist of suitable grades of filter sand and a supporting bed of graded gravel or other porous material which shall serve to support the filter bed and distribute both filtered and backwash water uniformly. The supporting bed consisting of graded gravel or other materials shall support not less than 20 inches of filter media consisting of silica sand or other durable, inert material with an effective size between 0.45 and 0.55 mm, and a uniformity co-efficient not exceeding 1.75.

The minimum freeboard to the draw-off point shall be not less than 12 inches above the normal level of the top of the filter bed. The minimum backwash rate shall be not less than 12 gallons per square foot of filter bed per minute.

Where anthracite coal or similar filter media is employed, the freeboard shall be adequate to prevent the media being carried off to waste when the filter bed is backwashed at a rate adequate to carry off foreign material filtered from the water. The freeboard and the rate of backwash shall be the subject of individual design, based upon specific gravity of the media.

Underdrain system shall be such that uniform distribution of backwash water shall be provided over the entire bed area.

Ratio of total underdrain orifice area to total area of bed shall be not less than 0.25 per cent.

Orifices in the underdrain system shall be spaced at a maximum of 6 inches on centers both ways throughout the area of filter bed. Where porous plates are used, the total orifice area may be provided by means of porosity of the material over the total underdrain area.

Underdrain system shall be provided of material which is corrosion-resistant and enduring, wherein the orifices shall be so designed and of such material that they will maintain approximately constant area.

Where the underdrain system is of manifold and lateral type, the total area of the manifold shall be equal to not less than the total area of the laterals. The total area of the laterals shall be not less than $1\frac{1}{4}$ times the total area of the orifices.

Design rate for sand or similar media filters shall not exceed 3 gallons per minute, per square foot of bed area.

The filter plant shall be provided with influent and effluent pressure gauges, backwash sight glass and air-relief valves.

The filter plant shall be provided with face piping and valving to permit the functions of filtering to pool or backwashing to waste with the battery as a whole or any unit operated singularly.

The filter plant shall be provided with means for draining all filter units and piping so that all parts of the system may be completely drained to prevent damage from freezing.

Each filter unit shall be provided with an access opening of not less than a standard 11" x 15" manhole and cover.

Pressure filter tanks shall be supported by jack legs or other supports to give a free movement of air under each tank and to permit access for painting.

Filter turnover cycle shall be of capacity to completely filter the entire pool body in not more than eight hours.

b. Filters, Diatomite: Where diatomite filters are used, they may be of either pressure or vacuum type. The filter rate shall not exceed 2.5 gpm per square foot of filter surface area.

The cycle of operation between cleaning of the diatomite filters shall be not less than a 24-hour period of continuous operation and this shall not be deemed to apply to initial operation of a pool, but only after operation for a period of three days or such period as is necessary to initially clear the pool.

Provisions shall be made to introduce a pre-coat to completely cover the filter elements, upon placing the equipment in initial operation and/or after each cleaning. The equipment shall be so arranged that during pre-coating, the effluent will be refiltered or disposed to waste without passing into the pool until the effluent is clear of suspended matter.

Equipment shall be provided for the continuous feed of filter aid to the filter influent and the equipment shall have a capacity to feed not less than 0.1 pound of this material per square foot of filter area over a 24-hour period. Slurry Feeders are recommended on large public pools only.

The septum or elements which support the filter aid shall be of corrosion-resistant material and shall be provided with openings, the minimum dimension of which shall be not greater than 0.005 inches.

The septa shall be constructed to be adequately resistant against crushing or deformation, with the maximum differential pressure between influent and effluent of not less than the maximum pressure which can be developed by the circulating pump and of adequate strength to resist the stresses developed by the cleaning operation, with the impact developed from an accelerated washing operation.

In the complete filter installation, where dissimilar metals are used which may set up galvanic electric currents, the metals shall be insulated with a suitable dielectric which will satisfactorily prevent corrosion from electrolysis.

The filters shall be designed and installed in such a manner that they can be readily disassembled and elements removed and they shall not be installed where inadequate working space above or around is available for such disassembling.

The filter plant shall be provided with pressure differential gauges and air-relief outlets where necessary.

c. Filters, Other: In the absence of complete information on operating characteristics, durability, etc., of cartridge and other type filters, no minimum standards can be established at this time and their installation on public pools may be made only after approval by the State Health Officer on a trial basis.

d. Strainers: At all pressure type filter plants or where the circulating pump is used for vacuum cleaning the pool, a suitable strainer or screen shall be provided to remove solids, debris, hair, lint, etc. Where a wet well is provided, the strainer shall consist of a removable screen through which all water entering the pump shall pass. Where no wet well is provided or where the suction cleaner or any other suction line is piped directly from the pool to the pumps, a pot-type strainer with removable strainer basket shall be provided. The strainer basket shall be of rigid construction sufficiently strong to prevent collapsing when clogged. One extra strainer basket shall be provided.

Any type screen or strainer basket shall be fabricated of a corrosion-resistant material or shall have a protective coating of such material.

Screen or strainer basket shall have maximum openings no greater than $\frac{3}{4}$ the size of the solids which will pass through the pump impeller without clogging and the total clear area of all openings shall be not less than 4 times the area of the largest sized pipe from the pool to the strainer influent.

e. Rate of Flow Indicator: Every swimming pool provided with recirculation and refiltration system shall be provided with a rate of flow indicator on the pump discharge line leading to the filters and shall be calibrated for measuring both water for filtration and backwash and the activating element creating the pressure differential for indication of flow shall be installed with adequate clear distance upstream and downstream to obtain a reasonable degree of accuracy.

The rate indicator shall be calibrated for and provided with a scale reading in gallons per minute and shall have a range of 10% above the maximum flow rate.

Where diatomite filters are used, the activating element of the flow indicator shall be installed in the filter effluent line.

20. Concession Stands: Where concession stands are provided at type "A" pools for dispensing food and/or beverages, the design must be such that all sales are made to persons outside the fenced-in pool area.

21. Bathhouses: Adequate dressing and sanitary plumbing facilities shall be provided for every public swimming pool. An exception to this may be made in Types "B", "C", "D" and "E" pools where available facilities are provided in connection with the general development for other purposes of adequate capacity and number, in close proximity to the pool.

Every bathhouse shall be provided with separate facilities for each sex with no inter-connection between the provisions for male and female. The rooms shall be well-lighted, drained, ventilated and of good construction, with impervious materials employed in general, finished in light colors and so developed and planned that good sanitation can be maintained throughout the building at all times.

a. Minimum sanitary plumbing facilities shall be provided, as follows:

Males: One water closet, one lavatory and one urinal for the first 100 bathers. One water closet and one urinal, for each additional 150 bathers or major fraction thereof. One lavatory, for each 200 additional bathers.

A minimum of three shower heads with one shower head, for each additional 50 male bathers in excess of 150.

Females: A minimum of two water closets, for the first 100 females. One additional water closet, for each additional 75 females or fraction thereof.

One lavatory, for the first 75 females. One additional lavatory, for each additional 75 females in attendance or major fraction thereof.

A minimum of two showers, for the first 100 females and one shower for each 50 additional females.

These minimum criteria for bathhouse plumbing facilities shall be based upon the anticipated maximum attendance in bathers. Facilities for either sex shall be based upon a ratio of 60% of the total number of bathers being male and 40% being female, excepting where pool is confined to use by one sex only, wherein 100% of plumbing facility requirements shall be provided for that sex.

Shower and dressing booths shall be provided in female dressing space and dressing booths shall be provided with curtains or other means of seclusion. This condition may be subject to variation for schools and other institutional use where a pool may be open only to one sex at a time.

b. Drinking Fountain: No less than one approved type drinking fountain shall be provided available to patrons both at the pool and in the bathhouse.

c. Hose Bibbs: Hose bibbs shall be provided for flushing down the dressing rooms and bathhouse interior.

d. Floors: The floors of the bathhouse shall be of impervious material, relatively smooth, to insure complete cleaning. Floor drains shall be provided to insure positive drainage of all parts of the building with a slope in the floor of not less than $\frac{1}{4}$ " per foot, towards drains.

No difference in elevation, requiring steps, shall be provided in the interior of male and female dressing areas. No steps shall be permitted between the bathhouse and the pool deck areas adjoining and should it be necessary that the bathhouse floor be at a different elevation from the pool decks, ramps shall be provided at the access doors. Where ramps are used between the bathhouse and pool decks, the slope shall not exceed 3 inches per foot and shall be positively non-slip.

All partitions between portions of the dressing room areas, screen partitions, shower, toilet and dressing room booths shall be of durable materials not subject to damage by water and shall be so designed that a water way is provided between the partitions and floor to permit thorough cleaning of the floor area with hoses and brooms.

e. Light and Ventilation: All indoor pools, dressing areas, equipment rooms, etc., shall be adequately ventilated and lighted.

f. Soap Dispensers: Soap dispensers for providing either liquid or powdered soap shall be provided at each lavatory and between each pair of shower heads, and dispensers must be of all metal or plastic type and no glass permitted in these units.

g. Mirrors: Mirrors of non-breakable material shall be provided over each lavatory and toilet paper holders shall be provided at each water closet combinations.

h. Water: All water provided for drinking fountains, lavatories, and showers shall be potable and conform with the Public Health Service Drinking Water Standards.

i. Hot Water: Tempered water only will be provided at all shower heads. Water heater and thermostatic mixing valve shall be inaccessible to bathers and will be capable of providing 2 gpm of 90° F. water to each shower head, and no hot or cold water shall be supplied.

j. The disposition of sanitary sewage from the bathhouse shall be into a sanitary sewer, a septic tank or other waste line which meets with the approval of local health authorities.

22. Wading Pools: Due to the high degree of pollution likely to be present, a wading pool shall have a maximum turnover cycle of 4 hours. The supply to the wading pool shall consist of filtered and disinfected water. The circulating outlets from the wading pool may be wasted or may be returned to the circulation system of the large pool at the suction side of the pump for re-filtration. These shall also be provided a waste outlet at the deepest point of the wading pool, by means of which it shall be com-

pletely emptied to waste. Inlets and outlets shall be so placed as to give complete circulation of the pool water.

Wall and floor finish shall be of masonry, tile or similar impervious material, non-toxic to man, and shall be reasonably enduring. Finish shall be moderately smooth and of a light color.

23. Spray Pools: It is considered very desirable to install a spray pool in lieu of a wading pool, where no water stands at any time but is drained away freely as it sprays over the area. Water quality, wall and floor construction shall meet the same requirements as set forth for public swimming pools. The bottom shall have a minimum slope of not less than $\frac{1}{4}$ inch per foot towards the waste outlets. No obstructions, such as raised drains, steps, or concrete gadgets, on which children may fall or become injured, shall be placed in the spray pool area.

24. Water Treatment.

Disinfecting Agent: Some means of disinfecting the pool water shall be used which provides a residual of disinfecting agent in the pool water. Adequate feeding equipment and equipment for testing residuals must be employed. Inasmuch as chlorine is almost universally used, minimum standards for the use of chlorine are given below. Proposals to use disinfecting agents other than chlorine will be reviewed by the State Board of Health and approval given on each individual installation if so merited.

Equipment for supplying chlorine or compounds of chlorine shall be of capacity to feed 1 pound of available chlorine per 3,000 gallons of pool volume per 24-hour period. This may be reduced by 50% for Type "D" pools.

In all public pools, elemental chlorine shall be supplied by means of gas chlorinator which controls and regulates the flow of the gas and mixes it in a water solution which, in turn, is injected into the pool water circulating system ahead of the filters.

An exception to the requirements for gas chlorination shall permit the use of hypochlorite supplied by a suitable hypochlorinator in all pools having a capacity of not more than 75,000 gallons of water.

Any hypochlorinator, to be acceptable for public pool use, shall conform to the following requirements and shall be sold by the manufacturer explicitly to meet these conditions and so warranted:

a. Capacity shall be adequate to supply 1 pound of free chlorine per 3,000 gallons of water in the pool per 24-hour period.

b. Feed shall be positive under all conditions of pressure in the circulating system, and without construction of the pump suction line whether this line is flooded or under vacuum head.

c. Rate of flow shall be indicated and provision made to change this rate.

d. Regulation shall be provided to insure constant feed with varying supply or back pressure.

e. Positive features to prevent back-flow from circulation system to the solution container and provision for reducing the free lime from calcium hypochlorite entering the pool to a minimum.

f. No illegal cross connection with domestic water supply shall be permitted.

The term "Chlorine" shall not be used to refer to any hypochlorite compounds nor any material except elemental free chlorine which occurs at atmospheric pressure and normal summer temperatures as a gas, commercially acid in a compressed form as a liquid. Only equipment used to supply or feed elemental chlorine may be referred to or used to describe a chlorinator. Hypochlorite compounds containing chlorine shall only be known and sold as a "hypochlorite" such as calcium hypochlorite, sodium hypochlorite, et al; and may not be called chlorine. Equipment used to supply or feed a hypochlorite compound shall be known as a hypochlorinator and may not be referred to or sold as a chlorinator. Use of either "chlorine" or "chlorinator", improperly in this manner, represents clear and improper misrepresentation.

25. Chlorine Compartment: Where gaseous chlorine equipment is provided, the mechanical proportioning device and cylinders of chlorine shall be housed in a reasonably gas-tight corrosion-resistant and mechanically-vented enclosure. Air-tight duct from the bottom of the enclosure to atmosphere in an unrestricted area and a motor-driven exhaust fan capable of producing at least one air change per minute shall be provided. Automatic louvers of good design near the top of the enclosure for admitting fresh air are required. An opening at least 18 inches square, glazed with clear glass, and artificial illumination shall be provided in an amount such that the essential performance of the equipment may be observed, at all times, without opening the enclosure. Electrical switches for the control of artificial lighting and ventilation shall be on the outside of the enclosure adjacent to the door. The floor area of the enclosure shall be of adequate size to house the chlorinator, fan, scales and one extra chlorine cylinder. Gas mask approved by the Bureau of Mines for protection against chlorine gas shall be provided, mounted outside the chlorine compartment. Doors to the chlorine compartment should not open into any other room, but to the outside only.

26. Testing Equipment: The specifications shall include that a test set be provided for the determination of disinfecting residual and pH hydrogen content in the pool water, specifying the type set and the range for each test.

27. Direct Connections to Utilities: No direct mechanical connection between a source of domestic water supply shall be made to a swimming pool or the piping thereof.

The water supply for filling the pool, when derived from a portable supply, shall be by means of an over-fall fillspout to the pool, or an over-fall supply to a surge tank, with an air gap of at least two diameters of the fillspout.

The disposition of sanitary sewage from the bathhouse shall be into a sanitary sewer, a septic tank or other waste line which meets with the approval of local health authorities.

Whenever any waste from the swimming pool is connected to a sanitary sewer or a storm sewer, an air-gap or relief manhole of at least 6 inches shall be provided which will positively preclude against surge or backflow introducing contaminated water into the swimming pool or the water lines.

28. Pool Temperatures: Type "D" pools shall include such equipment that will maintain temperatures of the pool water between 70° and 85° F.

29. Diving Towers: Diving towers in excess of 3 meters in height shall not be considered as acceptable in a public pool without special provisions, controls, and definite limitations on their use.

30. Miscellaneous Requirements: Outdoor Pool Location:

a. Outdoor pools should not be located where they will be exposed to excessive pollution by dust, smoke, soot, or other undesirable substances.

b. In any pool where the break point is at a depth less than 5' 6", there shall be a lifeline across the pool on the shallow side of the break point made of approved material and with floats at not less than 10-foot intervals.

31. Instructions: The specifications shall include that upon the completion of any swimming pool, the builder shall give the owner and his operators complete written and oral instructions in the operation of the pool and all of the equipment, in the maintenance of the swimming pool water and specifically covering the details of maintenance of the equipment. Also, these instructions shall consist of operation of the plant under his observation for a period of not less than 3 days. All valves shall be permanently tagged and valve operating schedule shall be provided for every operation. Instructions shall be supplied in not less than two copies.

Section B—Operation

1. Chemical and Physical Characteristics of Water.

The chemical and physical characteristics shall meet the current Public Health Service Drinking Water Standards as published by the United States Government Printing Office. A complete chemical analysis is not mandatory; but should there be any doubt concerning any chemical characteristics, a report from a recognized laboratory will be required.

At all times when the pool is in use, the water shall be sufficiently clear to permit a black disc 6 inches in diameter on a white field, when placed on the bottom of the pool at the deepest point, to be clearly visible from the sidewalks of the pool at all distances up to 10 yards measured from a line drawn across the pool through said disc.

Public Health Reasons

Excess amounts of many chemical substances are harmful to public health. Clear water adds greatly to the pool's attractiveness and safety.

2. Bacterial Quality—Interpretation of Results.

a. Coliform Tests:

Not more than one (1) sample out of any series of five (5) samples of water, taken over any period of two (2) weeks while the pool is in

use, shall have a Most Probable Number Coliform Group Organisms of more than 5 per 100 ml. of sample.

b. Membrane Filter Test (Optional):

Not more than one (1) sample out of any series of five (5) samples of water, taken over any period of two (2) weeks while the pool is in use, shall have three (3) coliforms on a 50-ml. sample or four (4) coliforms on a 100-ml. sample with the arithmetic mean density of the other four samples not exceeding one (1) coliform per 100 ml.

Public Health Reasons

If the bacterial count exceeds the above standards, there is an indication of inadequate disinfection, improper filtration, or the lack of a smooth inner-pool surface which is contributing to the harborage of foreign matter and micro-organism growths.

3. Sampling of Pool Water.

Water samples shall be collected by a representative of the regulatory health agency and at such intervals as required by the State Health Officer.

Sterilized sample bottles will be furnished by the State Board of Health or other certified laboratory. Sample bottles will contain sodium thiosulfate and should not be rinsed prior to taking a sample.

Public Health Reasons

An untrained sample taker may contaminate the water while taking the sample. Only properly sterilized bottles can assure true results. The sodium thiosulfate is present for dechlorination of the water.

4. Testing Equipment.

Test sets must be provided for the determination of residual disinfectant in, and the pH of, the pool water. The range must be such as to include the amount of residual disinfectant or pH required by the regulatory health authorities.

Public Health Reasons

Accurate testing equipment must be supplied to determine if proper chemical dosages are being applied.

5. Disinfection.

Equipment for the disinfection of pool water must be supplied and kept in good working condition at all times. It must maintain the amount of residual disinfectant in all parts of the pool as required by the regulatory health authorities. This equipment must be put in operation far enough in advance of any swimming in order to have the required disinfectant residual throughout the pool water, and the required residual shall be maintained at all times the pool is in use.

Chlorine is the usual disinfectant used with a normal free chlorine residual requirement of between 0.4 and 1.0 ppm. (Residuals of greater than 1.0 ppm with accompanying pH of 8.0 to 8.9 is a recent development.)

Public Health Reasons

Minimum residuals of disinfectant must be maintained throughout the pool water to insure the killing of pathogenic organisms that can be the specific causative agents of disease.

Some chemicals, such as chlorine, when maintained at proper residual levels, will help prevent the growth of algae that will discolor the pool water and cause the floors to be slick.

6. pH Level.

pH levels of the Pool water must be maintained between 7.0 and 8.4 unless superchlorination is employed—at which time the maximum pH may be increased to 8.9 at normal chlorine residuals; however, the optimum level appears to be between 7.5 and 8.0.

Public Health Reasons

Proper pH must be maintained to obtain the optimum results from the disinfectant and not cause skin and eye irritations.

7. Swimming Limit.

Diving Area—A maximum of 12 persons is permitted in the area within 10 feet of each diving board or platform. Only one person is allowed on any diving board at one time.

Swimming Area—In the area between the transition point and the diving area, one person is allowed for each 24 square feet of surface area.

Non-Swimming Area—In the shallow area, one person is allowed to each 10 square feet of surface area.

Public Health Reasons

The pool is designed for a maximum number of bathers at any one time. Overloading the pool will increase the disinfectant demand and may reduce the water quality. Maximum load regulations are also required for safety reasons.

8. Personal Regulations.

All persons should be required to take a cleansing shower bath in the nude before entering the pool. Anyone with a communicable disease, skin, eye, ear or nasal troubles shall be excluded from the pool. No spitting, spouting of water, or blowing of the nose in the pool shall be allowed. Boisterous or rough play should not be tolerated.

Public Health Reasons

Cleanliness of bathers will reduce chances of spreading disease and keeping to a minimum disinfectant requirements and the load on the filters.

To exclude those with communicable diseases, skin, eye, ear or nasal troubles and to prohibit any discharges from the body, will eliminate possibilities of spreading disease.

Boisterous or rough play are potentially causitive factors of pool accidents.

9. Safety Precautions.

Each public swimming pool, except Types "C", "D" and "E" shall have at least one elevated lifeguard chair. One shall be presumed to be adequate for 2,000 square feet or fraction thereof. Where pool is provided with more than one lifeguard chair and the width is 40 feet or more, they shall be located on each side of the pool.

The pool area shall be locked up when not under supervision. One or more life guards must be on duty at all Types "A" and "B" pools at all bathing hours. A properly equipped first aid kit with at least one attendant trained in its use should be on hand at all times.

Solo bathing should not be allowed. Equipment on hand should include a stretcher, two woolen blankets, one or more light but strong poles, and one or more ring buoys. There should be a telephone with a list of emergency telephone numbers.

Public Health Reasons

These precautions will minimize chances of accident and provide emergency equipment when needed.

10. Drinking Water.

Drinking water reported as satisfactory by the State Board of Health Laboratory shall be provided. Periodic samples shall be collected by a representative of the regulatory health agency and sent to the State Board of Health Laboratory for analysis.

Public Health Reasons

If potable water is not provided for drinking, patrons and employees may conceivably consume water of a quality detrimental to their health.

11. Concession Stands.

If the pool is of the type not requiring fencing, and drinks are consumed by the patrons in the swimming area of these pools, no containers of glass or other material that may be a hazard to bathers' feet will be allowed.

Public Health Reasons

Bathers are naturally barefooted and if glass or other material that may be a hazard to bathers' feet are kept out of the pool and swimming area, accidents will be minimized.

12. Operation Reports.

Operation reports as required by the regulatory health agency shall be accurately made and sent to said agency.

Public Health Reasons

Records of proper operation are important to prevent accusations that the pool is responsible for any communicable disease, skin, eye, ear or nasal infection. Without records, there is no defense.

13. Housekeeping.

The bathhouses must be kept clean with the floors and walls cleaned as often as necessary and kept as dry as possible. Showers must be scrubbed at least daily and a proper disinfectant applied to the floors. All plumbing fixtures must be kept in good operating condition. Towels must be laundered after each use. The pool, including walkways, diving boards, ladders, etc., must be kept clean. The surrounding grounds must be kept free of trash and litter.

Public Health Reasons

Cleanliness results in the diminution of many pathogenic micro-organisms and also many accidents. For esthetic and accident prevention reasons, litter should be eliminated.

Section C—Enforcement Interpretations**1. Procedure.**

All public, wading, spray or swimming pools, as defined in these regulations, shall have an approval from the State Health Officer before construction is started. This approval will be based on Section A of these regulations.

All public swimming pools constructed previous to the date of these regulations must conform to Paragraphs 2, 3, 15, 16, 18, 19, 24, 25, 27 and 29 of Section A. Testing equipment as described in Sec. A., par. 26, shall be provided.

All public swimming pools in operation must comply with Section B of these regulations.

Whenever any duly authorized representative of the State Board of Health (or the County or City Health Department having jurisdiction) shall find a swimming pool is being constructed or equipped, or has been constructed or equipped, without the approval of the State Health Officer, or if an authorized representative of the County or City Health Department shall find a swimming pool operating that does not comply as specified above, the said department official shall notify the owner and/or operator of said swimming pool to stop construction or prohibit any person from using said swimming pool, and upon such notification to the sheriff of the county, or mayor of the municipality, in which the pool is located, it shall be the duty of such sheriff or mayor to see that the notice of said representative of the State Board of Health (or the County Health Department having jurisdiction) shall be enforced. If and when the owner or operator of said pool has, in the opinion of the State Health Officer, met the provisions of these regulations, the said department may, in writing, authorize the use again, or renew construction of said swimming pool.

2. Penalties.

Violations of these regulations shall be punishable in accordance with § 32-17, Code of Laws of South Carolina, 1952, by fine not exceed-

ing \$100.00 or imprisonment not exceeding 30 days; and each day of continued violation shall be a separate offense.

3. Prior Regulations Rescinded.

All Rules and Regulations on Swimming Pools, previously adopted by the State Board of Health that may conflict with these regulations are hereby revoked.

4. Natural Bathing Places.

Natural bathing places are not included in these regulations. Approval or disapproval of these shall be at the discretion of the County or City Health Officer concerned.

HIGHWAY DEPARTMENT

Promulgated under authority of Section 33-223, Code of Laws of South Carolina, 1952

(Filed in the office of the Secretary of State November 21, 1959)

Prequalification of Bidders

1. Effective January 1, 1960 persons, firms or corporations eligible to bid on construction work of the State Highway Department shall have qualified as herein required. No bids for such work will be considered by the State Highway Department after that date except from persons, firms or corporations that have so qualified. Each contractor will be given a rating designed to indicate the kind and quantity of work which he is eligible to be awarded. Eligible contractors will be classified as: paving contractors—these may be awarded projects that include paving, grading and minor drainage structures; grading contractors—these may be awarded projects that include grading and minor drainage structures; bituminous surfacing contractors—these may be awarded projects that include bituminous surfacing, grading and minor drainage structures; bridge contractors—these may be awarded projects that consist of bridges and other similar structures; seeding and grassing contractors; hydraulic embankment contractors; jetty or groin contractors; sign contractors; and general contractors—these may be awarded projects that embrace any of the foregoing classifications. Each contractor who qualifies for any one of the classifications will be rated according to the quantity of work that his experience, liquid capital, and responsibility record would, in the judgment of the Highway Department, warrant him to undertake.

2. Classifications and ratings will in each case be based on a verified showing of experience, net liquid assets, responsibility record, and available equipment. A prerequisite to classification and rating will be a sworn statement furnished the Department by the applicant—this statement to be made on a form provided by the Department and to carry all information required by the Department. Contractors making application for qualification for the first time and those desiring to revise their ratings must file their statements with the Department at least seven (7) days prior to the date on which they desire to become qualified for bidding. However, on

projects of value less than \$20,000.00 contractors may bid after furnishing the required statements as to experience, capital and record of responsibility, without regard to the time limitation referred to above.

3. The sworn statement called for in Paragraph 2 above shall be made up by filling in the Department's standard questionnaire form and shall show:

(a) The experience of the applicant in handling the character of work for which he desires to become an eligible contractor.

(b) The liquid assets of the applicant available for carrying on construction work.

(c) A description of the equipment owned by the applicant suitable for carrying on such work.

(d) A list of references, giving names of responsible persons having knowledge of the applicant's character, experience and capabilities.

(e) Such other information as may be called for in the Department's form.

4. Qualified contractors will be rated according to the following rules:

(a) Contractors must show net liquid assets (which may include verified bank credit) at least equal to 15% of the capacity or eligibility rating that will be assigned to them; that is to say, no contractor will be eligible to bid on any project of value so great that his net liquid assets will not be at least equal to 15% of the contract amount.

(b) In addition to the net liquid assets necessary to be shown for a given capacity rating, contractors must also show that they possess and have available appropriate and sufficient equipment to perform satisfactorily the kind and quantity of work contemplated by the classification and rating, or in lieu of actual equipment on hand, the showing of net liquid assets must be sufficient to provide the necessary equipment in addition to meeting the percentage requirements stated above.

(c) The experience showing made by qualified contractors will also affect their capacity ratings. Contractors who have performed work for the South Carolina State Highway Department in a satisfactory manner and who have demonstrated their responsibility to the satisfaction of the Department will be assigned capacity ratings without further limitations than those indicated by Paragraphs (a) and (b) above—the classification in each case to be determined by the quality of work hitherto performed.

(d) Contractors who have gained their experience and established their responsibility on comparable work for other agencies will be given capacity ratings commensurate with the magnitude of such work, unless limited by their net liquid assets and equipment as provided in Paragraphs (a) and (b) above. The classification in each case will be appropriate to the experience showing.

(e) The capacity ratings referred to herein represent the largest single contract that the contractor may be awarded.

5. No applicant who has failed to carry out any contract awarded him by the South Carolina State Highway Department will be qualified as eligible in any classification. This requirement, however, shall not serve to bar persons having so failed from serving as employees of otherwise eligible contractors.

6. Classifications and capacity ratings of qualified contractors will be fixed by the Department subject to the foregoing limitations, the rating in each case to be limited by the requirement affording the maximum restriction.

7. Each contractor qualifying under these rules and regulations will be furnished a Contractor's Certificate showing his classifications and ratings and bids from him will be read and considered only for projects within the limitations thus fixed. At its discretion the Department may call on any, or all, contractors for current statements and the contractor's rating may be modified to conform with the new showing, provided that should any contractor fail to comply with the Department's request for additional sworn statements within thirty (30) days after they are called for, then the Department may change his capacity rating or declare him ineligible pending receipt of the new statement.

8. Regardless of capacity rating, no contractor whose progress on work under way is not satisfactory to the Department will be awarded additional work. Also, contractors whose conduct of their work shows incompetency or irresponsibility may be disqualified without notice.

9. Certificates of classification heretofore issued by the Department, and currently in effect, are hereby validated; and the same are hereby subject to all the provisions of these Rules and Regulations the same as if they had been issued under these Rules and Regulations.

INSURANCE DEPARTMENT

Liquefied Petroleum Gases

Promulgated under authority of Act No. 785 of 1952

(Filed in the office of the Secretary of State July 14, 1959)

June, 1959, Amendments to the June, 1958, Standards of the National Board of Fire Underwriters Pamphlet No. 58, for the Storage and Handling of Liquefied Petroleum Gases is filed in the office of the Secretary of State. Those interested should refer to this copy.

South Carolina Motor Vehicle Safety Responsibility Act

(Filed in the office of the Secretary of State November 30, 1959)

BULLETIN NO. 64

TO: Insurance Companies Writing Automobile Liability Insurance

1. In view of the proof of financial responsibility as applying to insurance that will be required on and after January 1, 1960, in accordance with Section 1 of Act No. 723 of 1952, as amended by Section 1 of Act No. 311 of 1959, it is hereby ordered that all policies of insurance affording any

form of automobile liability coverage on risks located in this state must be endorsed or issued to afford, on and after January 1, 1960, coverages and limits of liability commonly referred to as "10/20/5" and as prescribed and defined by Section 21 of Act No. 723 of 1952, as amended by Section 11 of Act No. 311 of 1959.

2. The above applies to all such policies effective prior to January 1, 1960, and remaining in force on or after January 1, 1960, to the same extent as to all such policies effective on or after January 1, 1960.

3. Companies may waive additional premium charges necessary to accomplish the above with respect to such policies effective prior to January 1, 1960, but must give this office written notice that all such policies affected by the foregoing will be construed to comply with this order on and after January 1, 1960, if it is desired that premium charges relative to the foregoing be waived and, further, if it is desired that such endorsements not be issued for each policy in effect.

4. Additional bulletins, orders, or directives will follow shortly covering other areas of automobile liability insurance that are related to subject Act.

MENTAL HEALTH COMMISSION

Promulgated under authority of Act No. 262 of 1959

Traffic Rules and Regulations for the State Hospital and Pineland

(Filed in the office of the Secretary of State August 4, 1959)

- I. The Superintendents of the S. C. State Hospital and Pineland, A State Training School and Hospital, are hereby authorized to implement and enforce the provisions of the aforementioned Act and name the effective date of these rules and regulations.
- II. When any of the violations listed below have occurred, the violator may post bond, in the amount stated opposite the violation, with the Hospital Comptroller. If bond is not posted within three days from the date of violation, a warrant will be issued summoning the violator to trial.
- III. Bond may not be posted for any violations of State traffic laws that occur within the grounds of the State Hospital or Pineland, A State Training School and Hospital, but violators of these laws will be arrested and tried under the applicable State traffic law by the court of proper jurisdiction.

Violations and Bonds

1. Parking Improperly	\$ 2.00
2. Parking at Fire Plug	5.00
3. Double Parking	3.00
4. Parking Overtime	2.00
5. Driving too fast for conditions	10.00
6. Reckless Driving	10.00
7. Running Stop Sign	5.50
8. Driving Wrong Direction on One Way Street	5.50

9. No Muffler or Unnecessary Noise	10.50
10. Employees Driving Without Hospital I. D. Tags	2.00
11. Failure to Return Hospital I. D. Tags when Disposing of Automobile or Leaving Employment	2.00

Examiners

Promulgated under authority of Act No. 836 of 1952

(Filed in the office of the Secretary of State April 28, 1960)

For the purpose of carrying out the provisions of Act 836, Article I, Section 1, Subsection (e), Acts and Joint Resolutions of the General Assembly of South Carolina, 1952, as amended, the South Carolina Mental Health Commission has designated as Examiners any physician licensed to practice medicine under the laws of this State, or a medical officer of the Government of the United States while in this State in performance of his official duties.

BOARD OF OPTOMETRY EXAMINERS

Promulgated under authority of Section 56-1058, Code of Laws of
South Carolina, 1952

(Filed in the office of the Secretary of State May 19, 1960.)

On April 26, 1960, the South Carolina Board of Examiners in Optometry adopted the following changes in the Rules for the practice of optometry in South Carolina:

Rule 1 was changed to read as follows:

Professional cards in newspapers or in any other publication are prohibited. Provided, when announcing the opening of a permanent office, a two inch double column space is permissible but can only be used for a total of four insertions. Educational material may be published only when it has been specifically approved by the South Carolina Board of Examiners in Optometry.

A new rule, Rule P, was added and this rule reads as follows:

No optometrist in individual practice shall have more than one branch office. No association of two or more optometrists shall have more than two branch offices. A branch office may not be operated by an optometrist in the employ of the owner of the branch office and not a member of the partnership.

TAX COMMISSION

Promulgated under authority of Section 65-1443, Code of Laws of
South Carolina, 1952

Sales and Use Tax

(Filed in the office of the Secretary of State June 29, 1960)

Regulation Number 36

The only forms of security acceptable under the provisions of Section 65-1470 of the 1952 Code of Laws for South Carolina as amended shall be a

bond executed by a Surety Company authorized to do business in this State, negotiable bonds subject to the approval of the State Treasurer, or cash bond.

WATER POLLUTION CONTROL AUTHORITY

Promulgated under authority of Sections 70-101 through 70-139, Code of Laws of South Carolina, 1952

Stream Classifications

(Filed in the office of the Secretary of State January 20, 1960)

(The public hearing as required by law prior to the classification of streams was held in Bamberg, South Carolina, December 4, 1959.)

This action is based on finding of facts as stated in the transcript of public hearing held by the South Carolina Water Pollution Control Authority in Bamberg, South Carolina, on December 4, 1959.

South Fork Edisto (Bamberg and Orangeburg counties): That portion of the South Fork of the Edisto River beginning three fourths ($\frac{3}{4}$) miles upstream of the Atlantic Coast Line Railroad crossing and extending downstream to its confluence with the North Fork of the Edisto River, Class B.

(This supersedes the classification of this portion of the South Fork of the Edisto River in Bamberg and Orangeburg counties, adopted June 28, 1956, and filed with the Secretary of State on July 13, 1956.)

(Filed in the office of the Secretary of State April 4, 1960)

(The public hearing as required by law prior to the classification of streams was held in Clemson, South Carolina, February 19, 1960.)

This action is based on finding of facts as stated in the transcript of public hearing held by the South Carolina Water Pollution Control Authority in Clemson, South Carolina, on February 19, 1960:

Hartwell Reservoir (All that portion lying wholly within South Carolina): All that portion of the Hartwell Reservoir lying wholly within South Carolina, which impoundment is caused by the Hartwell Dam, Class A.

WILDLIFE RESOURCES COMMISSION

Promulgated under authority of Section 28-174, Code of Laws of South Carolina, 1952

(Filed in the office of the Secretary of State September 3, 1959)

Licenses

The Division of Commercial Fisheries is hereby vested with authority to issue licenses for the period January 1, 1960, to June 30, 1960, based upon one-half of the amount of the annual licenses set forth under Article 13 of Act No. 259 of 1959. All other licenses issued by the Division of Commercial Fisheries shall be for the period of the fiscal year commencing July 1 of the fiscal year of issuance.

Penalties

Where penalties are not provided under the Commercial Fisheries Laws, in the event of a violation, any provisions of said laws for punishment or penalty shall be as provided for in Section 28-761, Code of Laws of South Carolina, 1952.

License for Selling Shad

(Filed in the office of the Secretary of State, March 26, 1960)

This is to certify that under authority of Reorganization Plan No. 8 approved by Concurrent Resolution S. 425 of the General Assembly of 1952 the following rule and regulation is adopted by the South Carolina Wildlife Resources Commission to construe the intent of Section 28-937, Code of Laws of South Carolina of 1952:

"Section 28-937, Code of Laws of South Carolina, 1952, shall not apply to persons, firms, or corporations selling shad strictly at retail."

One-Quarter Mile Off-Shore Line

(Filed in the office of the Secretary of State June 1, 1960)

This is to certify that under the authority of Reorganization Plan No. 8, approved by Concurrent Resolution S. 425 of the General Assembly of 1952, the Wildlife Resources Commission has adopted a regulation that where the place from which the one-quarter mile off-shore line is not designated by law it shall be measured from the mean tide mark.

Dumping of Trash Fish

(Filed in the office of the Secretary of State June 1, 1960)

This is to certify that under the authority of Reorganization Plan No. 8, approved by Concurrent Resolution S. 425 of the General Assembly of 1952, the Wildlife Resources Commission has adopted a regulation that the dumping of trash fish or waste fisheries products from commercial trawlers within one-quarter mile of any South Carolina resort beach is prohibited.

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